

MISSOURI
AIR CONSERVATION COMMISSION
BRIEFING DOCUMENT

September 28, 2006



**MISSOURI DEPARTMENT
OF NATURAL RESOURCES**

Division of Environmental Quality

Air Pollution Control Program

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NOTICE OF OPEN MEETING

Persons with disabilities requiring special services or accommodations to attend the meeting can make arrangements by calling the Air Pollution Control Program directly at (573) 751-4817, or by calling the division's toll-free number at 1-800-361-4827. Hearing impaired persons may contact the program through Relay Missouri, 1-800-735-2966. Please visit our web site at www.dnr.mo.gov.

Environmental Reception
Greater Kansas City Chamber of Commerce
Radisson Hotel & Suites
1301 Wyandotte
Kansas City, MO 64105
September 27, 2006
5:00 p.m. to 7:00 p.m.

AGENDA
Missouri Air Conservation Commission Meeting
Holiday Inn – Sports Complex
1-816-353-5300
1st Base
4011 Blue Ridge Cutoff
Kansas City, MO 64133
September 28, 2006
9:00 a.m.

	Page #	
A. Call to Order		Jack Baker
B. Minutes from August 31, 2006 (Approval Requested)	5	Jack Baker

C. Reports - (discussion)

- | | | | |
|----|--------------------------------|----|---------------|
| 1. | Compliance/Enforcement Reports | 23 | Steve Feeler |
| 2. | Permit Reports | 69 | Kyra Moore |
| 3. | Operations Reports | 93 | David Lamb |
| 4. | Director's Report | | Jim Kavanaugh |

D. Unfinished Business

None.

E. Public Hearing

Missouri State Implementation Plan - St. Louis 8-Hour Ozone Nonattainment Area Reasonably Available Control Technology (RACT) Demonstration.	111	John Rustige
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The Missouri Department of Natural Resources is obligated under phase II of the 8-Hour Ozone Implementation Rule to demonstrate that RACT is in place for all major sources of ozone precursors in Missouri portion of the St. Louis nonattainment area. The demonstration provides a list of EPA published control techniques guidelines and the associated nonattainment area regulations implementing these guidelines. The demonstration also relies on generic RACT rules for major Volatile Organic Compound sources and Nitrogen Oxide sources.

F. Recommended for Adoption and Actions to be Voted on

Missouri State Implementation Plan - Grossman Iron and Steel Source Registration Permit	113	Caroline Wainaina
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The Missouri Department of Natural Resources' Air Pollution Control Program is proposing to amend the Missouri State Implementation Plan (SIP). This proposed change to the SIP will include the revised source registration permit for Grossman Iron and Steel. The revised permit incorporates operating procedures and record keeping requirements from Grossmans' September 10, 2004 compliance plan that reduces fugitive particulate matter emissions from the Grossman facility.

G. New Business

Attorney General's Office Referrals (Approval Requested)

Steve Feeler

Craig Industries, Inc.	123
Dial Cleaners	125
Mr. Jimmy Brown	127
Liberty Sandblasting, Incorporated	129
James D. Sands	131

Necessity Findings (None)

Wayne Graf

Blue Skyways

Amy Bhesania/EPA

H. Appeals and Variance Requests

None.

I. Open Session

This segment of the meeting affords citizens an opportunity to voice concerns to the commission on air quality issues. Please be advised, comments on specific rulemakings need to be provided as testimony, under oath, during the formal process of the public hearing for that rulemaking.

J. Future Meeting Dates

October 26, 2006 – Jefferson City

Elm Street Conference Center

1738 East Elm Street

Lower Level

Roaring River Conference Room

Jefferson City, MO 65101

December 7, 2006 – Jefferson City

Elm Street Conference Center

1738 East Elm Street

Lower Level

Roaring River Conference Room

Jefferson City, MO 65101

February 1, 2007 – Jefferson City

March 29, 2007 – Pending

April 26, 2007 – Jefferson City

May 31, 2007 – St. Louis

June 28, 2007 – Jefferson City

July 26, 2007 – Pending

August 30, 2007 – Jefferson City

September 27, 2007 – Kansas City

October 25, 2007 – Jefferson City

December 6, 2007 – Pending

K. Discussion of Pending Litigation and Legal Matters

Tim Duggan

(This portion of the meeting may be closed, pursuant to Section 610.021 (1), RSMo, after a vote by the Commission.)

L. Meeting Adjournment

Jack Baker

MINUTES
MISSOURI AIR CONSERVATION COMMISSION
Governor Office Building
Room 450
200 Madison Street
Jefferson City, MO 65101
Aug. 31, 2006
9:00 a.m.

Commissioners Present

Jack Baker, Chairman
Mark A. Fohey, Member
Michael Foresman, Vice-Chairman
Mark S. Garnett, Member
Kevin L. Rosenbohm, Member

Staff Members Present

Mike Alesandrini, Ombudsman, Ombudsman Program
Rebecca Birke, Public Information Specialist, Air Pollution Control Program (APCP)
Steve Feeler, Compliance/Enforcement Section Chief, APCP
Dave Freeman, Information Technology Services Division
David Gilmore, Commission Secretary, APCP
Wayne Graf, Operations Section, APCP
Ron Jeffries, Operations Section, APCP
Jim Kavanaugh, Director, APCP
Carolyn Kliethermes, Operations Section, APCP
David Lamb, Operations Section Chief, APCP
Paul McConnell, Operations Section, APCP
Kyra Moore, Permits Section Chief, APCP
Paul Myers, Operations Section, APCP
Gus Ralston, Kansas City Regional Office
Missy Seeligman, Program Secretary, APCP
Caroline Wainaina, Operations Section, APCP

Others Present by Attendance Record

Amy Algoe-Eakin, Environmental Protection Agency (EPA) Region VII
Ken Anderson, Ameren
Jack Barsanti, Armstrong Teasdale
Kathrina Donegan, St. Louis County Air Pollution Control
Tim Duggan, Attorney General's Office
Sue Ehrhardt, St. Louis County Air Pollution Control
Jaafar Fahda, Aquila, Incorporated
Chad Fisher, Anheuser-Busch, Incorporated
Todd Galbierz, ESP Missouri

Ken Hagg, URS Corporation
Garrett Hawkins, Missouri Farm Bureau
Dan Hedrick, City Utilities of Springfield
Kirk Krause, Anheuser-Busch, Incorporated
Paul M. Ling, Kansas City Power and Light
Douglas Neidigh, Springfield Air Quality Control
Aveen Noori, City of Kansas Air Quality
Kevin Perry, The Forrester Group
Steve Rudloff, Missouri Limestone Producers Association
Chris Schreiber, Schreiber Engineering, LLC
David Shanks, Boeing
Roger Walker, Regulatory Environmental Group for Missouri (REGFORM)
Michael Zlatic, St. Louis County Health Department

A. Call to Order

Chairman Jack Baker called the Aug. 31, 2006, meeting of the Missouri Air Conservation Commission to order. The following commissioners were present: Mark Garnett, Mike Foresman, Jack Baker, Mark Fohey and Kevin Rosenbohm.

B. Minutes from July 20, 2006 Meeting

Commissioner Mark Fohey moved to approve July 20, 2006 minutes as written. Commissioner Rosenbohm seconded the motion, and all commissioners voted to approve the minutes.

C. Reports - The following referenced reports are in the Aug. 31, 2006 Missouri Air Conservation Commission Briefing Document.

1) COMPLIANCE/ENFORCEMENT

Mr. Feeler stated the Complaint Report in the briefing document has three separate parts: the first half of June begins on page 9; the second half of June begins on page 33; and the third part begins on page 49 with the first half of the July.

Vice-Chairman Foresman noted there were fewer odor complaints than in the past, but still quite a few odor complaints regarding Premium Standard Farms. He inquired if there is a program to visit the sites and do odor monitoring on a frequent basis.

Mr. Feeler replied that the program is doing surveillance of the sites regardless if there are complaints or not. It is the transient nature of these odors that makes it difficult to make a detection without having someone there 24 hours a day.

Mr. Feeler continued, noting that the Settlement Report begins on page 61 of the briefing document. The cases that the program is currently working on are listed on page 63 and page 66 lists the cases that have been referred to the Attorney General's Office (AGO) for legal action. To date, 137 cases have been resolved for penalties in the amount of \$280,000 with additional suspended penalties of approximately \$370,000. All of those penalties go to the school fund in the county where the violation occurred.

Vice-Chairman Michael Foresman noted there was still a significant number of open burning complaints despite all of the communication.

2) PERMITS

Ms. Kyra Moore referred the commission to the Permit Reports beginning on page 67. In the month of July, the program received 47 construction permit projects and 30 operating permit projects.

The Permit Applications Completed Report begins on page 77. In July, the program completed 32 construction permit projects and 25 operating permit projects.

Ms. Moore noted that a permit was issued to Continental Cement (Continental) on July 11, 2006. As the commission is aware, there was a lot of citizen comment on the use of the Saverton Quarry by Continental. The Saverton Quarry is approximately 12 miles south of their facility. There were a lot of citizens concerned about the additional truck traffic from the quarry. Continental's permit allows them to use the quarry and this permit is still valid. However, Continental is preparing to submit an amendment to their permit to utilize rock on-site instead of using the Saverton Quarry. Continental has communicated with the program regarding their intentions, but the program has not received a revised application.

The Operating Permit Progress Report begins on page 85. There are currently eight operating permits on public notice. Five of those are Part 70 and three are Intermediate. There is one construction permit on public notice: Associated Electric Cooperative, Incorporated (AECI) in New Madrid. Ms. Moore stated that the construction permit is for the installation of over-fired air, which is a combustion control. This control will reduce nitrogen oxide (NO_x) emissions at this facility by about 15 thousand tons per year once it is installed. However, it has the potential to increase carbon monoxide (CO) emissions and therefore, it did trigger major permitting. This type of control was once exempt from permitting by EPA because it was considered a pollution control project. However, the Washington, D.C. circuit court vacated that provision and therefore, a permit is required. The permit is on public notice through Sept. 7, 2006 and a hearing will be held if one is requested. The permit does detail the potential increase of CO emissions as 33 thousand tons. That is an estimate. The program does not expect

it to be that much and Ms. Moore stated she didn't think AECI did either. That is just the calculations they came up with for the potential emissions.

Chairman Baker inquired if AECI would be able to sell SO₂ credits or if any other credits could be sold.

Ms. Moore replied that AECI is reducing NO_x emissions and she didn't think AECI would be able to sell them. She stated she was not familiar with the trading programs.

Mr. Kavanaugh replied that he thought AECI was only able to trade anything above what is required either in a permit, regulations or excess emissions.

Ms. Moore stated she would check on that and report back to the commission at the next commission meeting.

Ms. Moore also noted that a Title V Operating Permit was issued to Doe Run Herculaneum in January. The permit was appealed by Missouri Coalition for the Environment and the Washington University Law Clinic. The program is currently working through the legal process and taking care of the interrogatories. The hearing is scheduled for Oct. 4 and 5, 2006 in Jefferson City.

Ms. Moore continued with another permit appeal, the Kansas City Power and Light Iatan permit. This permit is under appeal by Sierra Club. Depositions are scheduled to begin in the next month or so. The hearing was scheduled to begin in Aug., but the attorneys for both sides agreed to delay it. The hearing has been rescheduled for March 5, 2007.

Ms. Moore continued with the Ethanol Plant Report, which begins on page 87. The report changed slightly from the previous month. There were also some slight revisions to what was printed in the briefing document. The active projects that the program is currently working on include Golden Triangle and Mid Missouri Energy. Both of those plants are operating, however, they have submitted applications to modify their permits to change their limits. She noted that both facilities have had some stack testing issues and so they are applying for a permit modification to address those issues. She also stated the program is working on applications for Boot Heel Agri Energy in Sikeston and Lifeline Foods in St. Joseph.

Ms. Moore stated the program just received the Renewable Power of Missouri application, which appears on the last line of the table on page 87. Renewable Power of Missouri has an active permit for a 52 million-gallon plant that they could construct under by the end of this year. However, the company has submitted another application for a 100 million-gallon plant. She stated they don't intend to build both plants. Renewable Power of Missouri has

communicated to the program that if they get the permit for the 100 million-gallon plant they will only build that plant and withdraw the other permit.

Commissioner Mark Garnett inquired if it was for the same location.

Ms. Moore replied it was for the same location.

Ms. Moore said the program had another preapplication meeting for another facility in Cape Girardeau, but no application has been received from them. The name of that facility is Ethenex. She said there is also word of a plant going in southwest Missouri. The program has a request in-house for modeling inventories. She said that is something facilities need in order to complete their application. The program is trying to get the word out to all of these facilities that it needs to know about their application as soon as possible so it can get the modeling inventories started. This company listened and submitted a request approximately a month ago. However, the application has not yet been received so the exact location is not yet known.

Ms. Moore noted that by the next commission meeting the Permit Section should be fully staffed. The program has a request in to Human Resources to fill the last remaining vacant position.

3) OPERATIONS

Mr. David Lamb referred the commission to the three Operations Reports beginning on page 89 with the Rules and State Implementation Plan (SIP) Agenda.

He noted that there was one item for public hearing: a revision to the Missouri SIP for the Grossman Iron and Steel Source Registration Permit. He explained that this permit was revised to include operating procedures and record keeping requirements from a compliance plan that was developed by Grossman, and approved by the department and the City of St. Louis to reduce fugitive particulate matter emissions from the Grossman property. There were also five rule actions for the commission to vote on.

Mr. Lamb noted that at the Sept. 2006 commission meeting there would be one item scheduled for public hearing. That item would be the St. Louis 8-Hour Ozone Nonattainment Area Reasonably Available Control Technology (RACT) Demonstration. He explained that the purpose of that demonstration is to document that the department has reviewed Missouri's obligation to implement RACT on major air pollution sources in the Missouri portion of the St. Louis nonattainment area and to certify that RACT sources previously incorporated under the 1-hour ozone standard represent RACT sources under the 8-hour standard. At the next commission meeting, Mr. Lamb pointed out there would

also be one action item to be voted on and that would be the revision to the Missouri SIP for the Grossman Iron and Steel Source Registration Permit

Mr. Lamb then directed the commissioners to the Rules and Progress Schedule beginning on page 123. He pointed out that rule 10 CSR 10-5.300 Control of Emissions From Solvent Metal Cleaning, approved by the commission at the July 20, 2006 commission meeting, was filed with the Secretary of State and will go into effect on Nov. 30, 2006. He pointed out that the 60-day public notice period for the draft Clean Air Interstate Rules (CAIR) and Clean Air Mercury Rule (CAMR) has been completed and the program will be finalizing the draft rules based on the comments received. The rules will be filed in October.

Mr. Lamb noted that several new rules were added to the Rules and Progress Schedule, including rules for new source review, odor, transportation conformity and construction permits by rule. Of those regulations added to the schedule, the new source review rule and the odor regulations are currently posted to the department's Rules in Development Web site at <http://www.dnr.mo.gov/env/apcp/RulesDev.htm>. The program will be accepting comments on those until Oct. 8, 2006.

Commissioner Rosenbohm asked a question about the changes being made to the odor rules

Mr. Lamb replied that the changes to the rule will allow the department to use other measuring devices other than a scentometer to collect odor samples. The other change to the rule changes the dilution ratio that we use to screen for odor violations from 5.4: 1 to a 7.0:1 for Class IA Confined Animal Feeding Operations (CAFO).

Mr. Lamb noted that the Air Quality Status Report begins on page 127. He pointed out that on page 130 of the report, in regard to the Kansas City 8-Hour Ozone plan, in the comments, it indicated that the program will be having a meeting on Sept. 9, 2006 for stakeholders who will possibly be affected by contingency measures in the plan. That meeting is actually scheduled for Sept. 12, 2006. The department, along with staff and the Kansas Department of Health and the Environment, will be meeting with the large NO_x source facilities that are in the Kansas City maintenance area to discuss potential contingency measures for NO_x sources that emit more than a hundred tons of NO_x per year.

There was a technical meeting on Aug. 8, 2006 between Doe Run, the department and EPA. The draft inventory that was prepared by Doe Run's contractor, Shell Engineering, was discussed at that meeting. Several improvements for that inventory were discussed as well as a meteorological data approach to use for that study. Several options were identified. One of the things that Doe Run is trying to accomplish is moving the fence line back. Basically they have acquired several additional properties around the plant. They've identified a new proposed fence

line and they are working with the city to acquire right-of-ways to the roads within the new fence line. It looks like they are going to be able to resolve most of the issues they have with the property owners and with the city within the fence line. If Doe Run moves the property line back, that will move the fence line beyond the Broadstreet monitor. That is currently the monitor that receives the highest levels of lead at that site. If this happens, the Broadstreet monitor will no longer be representative of ambient air.

Mr. Lamb continued with an item related to fuel issues. In the past couple of weeks the program has been hearing about potential shortages of 7.0 Reid Vapor Pressure (RVP) gasoline in the Kansas City area. Apparently there was some damage to a refinery in Kansas. It is one of the major suppliers of 7.0 gasoline for the Kansas City area. The program has heard from several terminals that they're thinking they may have shortages. But the last the program has heard on this it appears that they were able to find supplies from the Gulf Coast to supplement their supply so the program is not expecting to have any waiver requests submitted. That is something the program is continuing to watch closely until the Sept. 15, 2006 deadline for the fuel switchover.

Mr. Lamb stated that the program held the Summer 2006 Regional and Local Air Workshop in Columbia on Aug. 15 – 17, 2006. There was a good turnout of staff from department programs as well as regional and local air programs. There were approximately 130 attendees, which is the highest attendance the program has ever had at one of its workshops. A lot of different air issues were discussed and the workshop provided newer staff an opportunity to get familiar with those programs and the diversity of air issues. The workshop also helped to promote communication and consistency with regional offices and local air agencies. The program received a lot of positive feedback on the workshop. It was a productive event.

4) DIRECTOR'S REPORT

a) Open Burning

Jim Kavanaugh stated that the program has been working with stakeholders to consolidate and clarify the Open Burning rules and will be bringing a rule proposal forward in the next few months. He said that part of that effort will be a heightened and sustained community outreach effort. The program will be working with the Missouri Farm Bureau, Mo Ag and the University Extension Office to develop and distribute educational material across the state in an effort to raise public awareness.

Vice-Chairman Foresman replied that he thought it was key to get the new rule consolidated and to make it easier to understand.

b) Region VII Personnel Updates

Mr. Kavanaugh stated that John Askew of the Iowa Soybean Association has been announced as the new EPA Region VII Administrator.

Mr. Kavanaugh stated that Mr. Askew will be sworn in on Sept. 7, 2006. Mr. Askew will be replacing Jim Gulliford. Mr. Gulliford has taken a position in Washington D.C. as the Assistant Administrator of the Office of Prevention, Pesticides and Toxics.

Mr. Kavanaugh informed the commission that Mr. Art Spratlin, EPA Region VII is now Director of the Water, Wetlands and Pesticides Division. Ms. Carol Kather is currently the Acting Director of the Air, RCRA, and Toxic Division, the previous position held by Mr. Spratlin.

c) St. Louis Vehicle Inspection and Maintenance (I/M) Program

Mr. Kavanaugh updated the commission on the St. Louis Vehicle I/M program. Although the I/M program will be undergoing significant changes over the next year, the department is still looking at ways to improve customer convenience. Last month the program's contractor introduced two Express Lanes for on-board diagnostic vehicles. One at the South City test station located at 3242 South Kingshighway Boulevard and one in the North County 11801 North Florissant Station. Basically, this allows two vehicles to test in the same lane simultaneously. From the feedback the program has received so far it is working very well.

Mr. Kavanaugh noted that an individual entered a guilty plea in federal court for counterfeiting vehicle inspection certificates. Under the Clean Air Act the I/M program is a mandated program so fraud in that program is a federal offense. It was a fairly lengthy investigation that included both the EPA's criminal division and the department's investigators.

d) Ozone Monitoring Season

Mr. Kavanaugh stated that the worst part of the ozone season has passed. However, Labor Day is the last long weekend, with hot temperatures and high-travel of the summer so we might see further high monitor readings. So far this year, Missouri has had 60 8-hour ozone exceedances across the state: 31 in St. Louis; 26 in Kansas City; one in Springfield; and two in outstate monitors. That is fairly consistent with last year. The differences are the Kansas City monitors. There are only five monitors in Kansas City, but 10 in St. Louis. If one looks at the number of exceedances per monitor, the Kansas City trend is higher with more violations at each monitor than in St. Louis. The program is working on maintenance plan contingency measures for Kansas City that will be presented to the

commission in the next several months. The key to possibly avoiding a nonattainment designation for the Kansas City area is finding sufficient emission controls that can be implemented, if necessary.

e) Animal Feeding Operations

As the commission may recall, in January of 2005 EPA offered Animal Feeding Operations (AFOs) an opportunity to sign an agreement to voluntarily participate in a program that will monitor farm emissions over a period of time. Within 18 months of the monitoring study's conclusion, the EPA will then evaluate the data and publish emission estimation methods for AFOs. EPA approved the last two agreements just this week. So far there have been a total of 2,568 voluntary agreements signed. That represents 6,267 farms across the country. The monitoring program will probably begin sometime this winter. Mr. Kavanaugh said that the last time he spoke about this he was asked how many farms in Missouri had signed the agreement. Although the names of the farms are not published, there were 108 Missouri farms that had signed the agreement. That number may now be a little higher. Those farms that have signed up represent dairy, poultry, poultry layers, poultry pullets, swine, swine plus dairy, swine finishers, swine nurseries and swine sow farms.

f) Other

Mr. Kavanaugh reminded the commission the evening of Sept. 27, 2006 the Kansas City Chamber of Commerce is holding a reception for the environmental commissioners.

There will also be a meeting of the Air Program Advisory Forum this afternoon at 1:00 p.m. at the Elm Street Conference Center, located at 1738 East Elm Street.

Commissioner Fohey asked Mr. Kavanaugh if he could elaborate on the Air Program Advisory Forum.

Mr. Kavanaugh replied that the Air Program Advisory Forum is a stakeholder group with representatives from industry, consultants, environmental groups and other agencies. One of the goals of the forum is to continuously look for and advise the program on streamlining opportunities. The Air Program Advisory Forum was created to facilitate open discussion and assist the program in identifying problem areas, evaluating options and resolving process issues. For example, the program is presenting a proposal it is considering, to reduce the number of small sources that would have to report emissions inventories every year. The program is considering moving the reporting requirement to once

every three years. This potentially would affect anywhere from 1,000 to 1,500 facilities. This would save industry time and money since they would not have to submit the emission inventory every year and also benefit the program by saving time and resources that could be focused on other work. And most importantly, by making this change there is no negative impact to air quality. The forum meets about every six to eight weeks.

D. Public Hearing

Chairman Baker called the public hearing to order.

Caroline Wainaina presented the Missouri State Implementation Plan - Grossman Iron and Steel Source Registration Permit. The report begins on page 95 of the Aug. briefing document.

To obtain a copy of the hearing transcript, please contact Amanda Grasher at 711 North Eleventh Street, St. Louis, MO 63101 or by telephone at 1-800-280-3376.

E. Recommended for Adoption or Actions to be Voted on

Paul Myers presented comments and responses to 10 CSR 10-6.345 Control of NO_x Emissions From Upwind Sources. Information on the proposed rule begins on page 105 of the briefing document.

Commissioner Mark Fohey moved to approve the rule. Vice-Chairman Mike Foresman seconded, all commissioners voted to approve the rule.

Paul McConnell presented comments and responses to 10 CSR 10-6.070 New Source Performance Regulations. Information on the proposed amendment begins on page 113 of the briefing document.

Vice-Chairman Foresman moved to approve the rule as amended. Commissioner Mark Garnett seconded, all commissioners voted to approve the amendment.

Mr. McConnell presented comments and responses to 10 CSR 10-6.075 Maximum Achievable Control Technology Regulations. Information on the proposed amendment begins on page 115 of the briefing document.

Vice-Chairman Foresman moved to approve the rule as amended. Commissioner Kevin Rosenbohm seconded, all commissioners voted to approve the amendment.

Mr. McConnell presented comments and responses to 10 CSR 10-6.080 Emission Standards for Hazardous Air Pollutants. Information on the proposed amendment begins on page 117 of the briefing document.

Commissioner Fohey moved to approve the amendment as proposed. Commissioner Garnett seconded, all commissioners voted to approve the amendment.

Ron Jeffries presented comments and responses to 10 CSR 10-6.110 Submission of Emission Data, Emission Fees and Process Information. Information on the proposed amendment begins on page 119 of the briefing document.

Vice-Chairman Foresman moved to approve the amendment as proposed. Commissioner Garnett seconded, all commissioners voted to approve the amendment.

F. New Business

a) Attorney General's Office Referrals

Mr. Feeler presented a referral request for Mr. Joe Boggs. Information on the proposed referral for Mr. Joe Boggs begins on page 143 of the briefing document.

Chairman Baker inquired if Mr. Joe Boggs was present or anyone representing Mr. Boggs was present.

No one responded.

Commissioner Fohey moved to refer Mr. Joe Boggs to the AGO. Vice-Chairman Foresman seconded the motion. All commissioners voted for referral to the AGO.

Mr. Feeler presented a referral request for B & R Salvage. Information on the proposed referral for B & R Salvage begins on page 145 of the briefing document.

Chairman Baker inquired if anyone from B & R Salvage was present.

No one responded.

Vice-Chairman Foresman moved to refer B & R Salvage to the AGO. Commissioner Garnett seconded the motion. All commissioners voted for referral to the AGO.

Mr. Feeler presented a referral request for Mike and Diane Earl. Information on the proposed referral for Mike and Diane Earl begins on page 147 of the briefing document.

Chairman Baker inquired if Mike or Diane Earl was present or anyone representing them was present.

No one responded.

Vice-Chairman Foresman moved to refer Mike and Diane Earl to the AGO. Commissioner Fohey seconded the motion. All commissioners voted for referral to the AGO.

b) Necessity Findings

Mr. Graf addressed the commission and stated pursuant to 536.016, Revised Statutes of Missouri, the commission is being asked to establish the commission's finding that these rules are necessary to carry out the purposes of the statutes. The 10 CSR 10-6.062 Construction Permits By Rule amendment addresses EPA's concern that the rule, as written, did not explicitly provide a preconstruction review period and therefore, could not be approved into the SIP. Actually in practice, a cursory review of an applicant's permit by rule notification is done before issuing a letter to go ahead with the project. Language is being added to state that the department has seven days to do a preconstruction permit review. This is a result of a resolution that was approved by the commission on Dec. 8, 2005. There is no 60-day comment period necessary for this rule making since it does not affect environmental conditions or standards. It does affect entities throughout the entire state and the program would expect the public hearing to be in December of this year. We would expect it to be effective in May of 2007.

The next four rules are related to odor. These odor amendments will remove the restriction on odor measurement methods requiring the source operator and staff director to agree on a method at the time of measurement. By removing that restriction it allows additional flexibility in taking odor measurements with instruments other than the scentometer when the operator is not present. It also replaces the current 5.4:1 dilution ratio with the 7:1 dilution ratio. This action is a result of a settlement with the Friends of Agriculture for the Reform of Missouri Environmental Regulations case, which was reported by the AGO at the Sept. 30, 2004 commission meeting.

The draft rulemaking text and the regulatory impact reports are currently out for the 60-day comment review period. That comment period started Aug. 9, 2006 and will close on Oct. 8, 2006. Again, this affects entities throughout the entire state. The public hearing is expected to take place on Feb. 7, 2007. It is also expected to be effective in July of 2007.

The next two rules on the list are 10 CSR 10-2.390 Kansas City Area Transportation Conformity Requirement and 10 CSR 10-5.480 St. Louis Area Transportation Conformity Requirement. These rule amendments update the state transportation conformity rules for Kansas City and St. Louis to utilize the new Federal Transportation Conformity Rule format. This is significant because it enables Missouri to streamline the format of its Kansas City and St. Louis transportation conformity rules. There is no 60-day comment period required

since it does not affect environmental conditions or standard. These rulemakings affect only entities in the Kansas City and the St. Louis areas of the state. The public hearing is expected to take place in December of 2006 with the effective date being in May of 2007.

Mr. Graf continued with the last three rules: 10 CSR 10-6.070 New Source Performance Regulations; 10 CSR 10-6.075 Maximum Achievable Control Technology Regulations; and 10 CSR 10-6.080 Emission Standards for Hazardous Air Pollutants. The commission heard some adoptions earlier on these rules for the previous period, the program is simply starting the process for the next update to these rules. This is done annually. These are for the updates that would be incorporated by reference from the Federal Regulations that were published June 30, 2005. These rules would not require a 60-day comment period since they do not affect environmental conditions or standards. It does affect the entire state and the public hearing would be expected to take place in March of 2007 with the rulemakings being effective in the fall of 2007.

Vice-Chairman Foresman inquired when the Transportation and Conformity rule would have it's public hearing.

Mr. Graf replied that the rule is expected to go to public hearing in December of 2006.

Commissioner Mark Fohey inquired if there was, or if someone could provide, an example of the higher dilution ratio on odors.

Mr. Myers replied there are two changes they were proposing to the four odor regulations. One is with regard to the instrumentation that can be used to take samples in the field. As it is currently written, a scentometer can be used or another instrument as approved by the director and the facility operator at the time of the sampling. That causes problems for the field staff when they go out there because then they have to track down someone from the operations and say, "Could we use this as an alternate method of taking a sample." So what we are doing is getting rid of that language that says, "... another instrument as agreed to at the time by the staff director and the facility." There is other instrumentation out there besides the scentometer brand that could be used. The second thing is changing the initial screening dilution that the program does in the field. There was a settlement, which is called the Friends of Agriculture for the Reform of Missouri Environmental Regulations (FARMER) Settlement, that the commission agreed to and which the program is using to change from the present 5.4:1 screening that is done in the field to a 7:1 screening in the field. This is a kind of relaxation for that initial screening. However, what the commission will find is that the program is not changing the actual enforcement standards that are in the rules, it's just that initial screening done by the inspector in the field in response to a complaint or just an investigation that changes. If an inspector detects an

odor at that point in time, they would still collect a sample and then send it to an olfactometry lab for analysis. Those standards have not changed within the rule.

Mr. Kavanaugh said that Mr. Myers might explain the dilution is the dial on the instrument.

Mr. Myers noted that with the scentometer and some of the other instruments that are available, the instrument has to be set up to get that certain dilution ratio.

Mr. Kavanaugh stated that it's the amount of fresh air ratio.

Mr. Myers noted that 5.4:1 means that there is one unit of odorous air diluted with 5.4 units of non-odorous air. What the program is proposing to do is change that to where it is a 7:1 ratio. And that 7:1 screening is the same that is applied throughout all other industries within the state. In essence, it will make it a little easier to for the inspector to respond to a complaint. They won't have to change the instrument when they visit a Class IA CAFO as opposed to any other industry.

Mr. Graf noted that this was a requirement in settlement to the FARMER lawsuit.

Tim Duggan stated that the standard is a 7:1 dilution ratio. But for CAFOs the rule is a bit different because what is required is that a sample be taken and sent to a laboratory for further analysis. Then the laboratory, using its analysis, determines whether or not an equivalent of a 7:1 violation occurred. In other words, at that dilution level they use a different method. Well, what the rule provided for CAFOs was that the air sample be taken if the inspector detected odor at a 5.4:1 ratio. There was a lawsuit filed by an agriculture group challenging whether that was fair. The way of resolving it was to say, "Well, we'll screen at the violation level instead of a prescreening tougher standard." To give the commission a rough equivalent, you can get a ticket if you exceed 70 miles per hour on the highway. But the way this rule operated, you could be pulled over if you were going faster than 55 miles per hour. And then the trooper would grab some sort of sample and send it to a lab to see if you were exceeding 70 miles per hour and deserved a ticket for that. That is essentially what was going on with the way that rule operated and we agreed to a simple settlement. CAFOs still have that benefit of a sample being taken and sent to a lab for verification that there was a violation at the 7:1 screening. Other industries don't have that benefit, but it is still the same standard for all industries statewide.

Mr. Fohey said that he understood it better. He thought it was something they did at the lab to dilute it.

Mr. Duggan stated that the lab has a different measuring scale. He thought on their scale it was a 110, but that is deemed to be an equivalent of a violation with a 7:1 ratio with a scentometer out in the field. It kind of evens the playing field,

except, as he said, there is a sample taken and sent to a lab. Other industries don't have that benefit. Part of the argument in the lawsuit was that the sample bag itself contains odor. So if the inspector screens at a 5.4:1 and then sends it to a lab and they have a hit at the equivalent of a 7:1, the difference between 5.4:1 and 7:1 maybe already odor already in the bag. A lot of the stuff that we were fighting about in the lawsuit is whether there was a way to purge preexisting odor in the bag. It got very complicated. The program did its own study to determine if there was any statistical significance to using the 5.4:1 screening versus a 7:1 screening with the scentometer in the field. They found there was no statistical relevance to using the tougher standard just to screen. It was in everybody's best interest, it got rid of a lot of confusion and made the litigation go away to get rid of that tougher screening standard.

Vice-Chairman Foresman moved to approve the Necessity Finding for 10 CSR 10-6.062 Construction Permits By Rule. Commissioner Fohey seconded; all commissioners voted to approve the finding.

Commissioner Garnett moved to approve the Necessity Finding for 10 CSR 10-2.070 Restriction of Emission of Odor. Vice-Chairman Foresman seconded; all commissioners voted to approve the finding.

Commissioner Fohey moved to approve the Necessity Finding for 10 CSR 10-3.090 Restriction of Emission of Odor. Commissioner Rosenbohm seconded; all commissioners voted to approve the finding.

Commissioner Fohey moved to approve the Necessity Finding for 10 CSR 10-4.070 Restriction of Emission of Odor. Commissioner Garnett seconded; all commissioners voted to approve the finding.

Vice-Chairman Foresman moved to approve the Necessity Finding for 10 CSR 10-5.160 Control of Odors in the Ambient Air. Commissioner Rosenbohm seconded; all commissioners voted to approve the finding.

Commissioner Fohey moved to approve the Necessity Finding for 10 CSR 10-2.390 Kansas City Areas Transportation Conformity Requirements. Commissioner Garnett seconded; all commissioners voted to approve the finding.

Commissioner Fohey moved to approve the Necessity Finding for 10 CSR 10-5.480 St. Louis Areas Transportation Conformity Requirements. Vice-Chairman Foresman seconded; all commissioners voted to approve the finding.

Commissioner Rosenbohm moved to approve the Necessity Finding for 10 CSR 10-6.070 New Source Performance Regulations. Vice-Chairman Foresman seconded; all commissioners voted to approve the finding.

Vice-Chairman Foresman moved to approve the Necessity Finding for 10 CSR 10-6.075 Maximum Achievable Control Technology Regulations. Commissioner Rosenbohm seconded; all commissioners voted to approve the finding.

Commissioner Fohey moved to approve the Necessity Finding for 10 CSR 10-6.080 Emission Standards for Hazardous Air Pollutants. Commissioner Garnett seconded; all commissioners voted to approve the finding.

G. Appeals and Variance Requests

None.

H. Open Session

There were no requests to address the commission.

I. Future Meeting Dates

Mr. Kavanaugh added that the program is continuing to stand by its commitment to keep emission fees to the lowest levels necessary to maintain a viable operation at the level of service the citizens of Missouri expect. It's almost certain that next year the program will have to come back with a fee increase proposal. No one should be surprised next year.

Mr. Kavanaugh recognized that Mike Alesandrini, one of the department's Ombudsman, was present at the meeting.

Chairman Baker suggested that if industry was interested in the restriction of emission fees, they need to speak with their Senators and Congressmen. Sometime along the line industry will need to fund the program. The commission voted two years ago to cut costs and do what they could. Staff is to be commended for doing that. They have done their job and now is up to industry to step up to the plate.

September 27, 2006 – Kansas City

Greater Kansas City Chamber of Commerce
Environmental Reception
Meeting Room Pending

September 28, 2006 – Kansas City

Holiday Inn - Sports Complex
1-816-353-5300
1st Base
4011 Blue Ridge Cutoff
Kansas City, MO 64133

October 26, 2006 – Jefferson City

Elm Street Conference Center
1738 East Elm Street
Lower Level
Roaring River Conference Room
Jefferson City, MO 65101

December 7, 2006 – Jefferson City

Elm Street Conference Center
1738 East Elm Street
Lower Level
Roaring River Conference Room
Jefferson City, MO 65101

J. Discussion of Pending Litigation and Legal Matters

None.

K. Missouri Air Conservation Commission

Vice-Chairman Foresman moved to adjourn the Aug. 31, 2006, Missouri Air Conservation meeting. Commissioner Fohey seconded; all commissioners voted to adjourn the meeting.

Chairman Baker adjourned the Aug. 31, 2006, Missouri Air Conservation Commission meeting.

Respectfully submitted,

James L. Kavanaugh, Director
Air Pollution Control Program

Approved:

Jack Baker, Chairman
Missouri Air Conservation Commission



Missouri Department of Natural Resources
Division of Environmental Quality
Air Pollution Control Program

**PERMIT APPLICATIONS
RECEIVED**

	Construction Permits	Operating Permits	Total
January	63	28	91
February	54	30	84
March	66	25	91
April	34	28	62
May	36	32	68
June	57	30	87
July	46	30	76
August	42	23	65
Total	398	226	624

Department of Natural Resources

Division of Environmental Quality

Permits Management System

Air Pollution Control Program

Company: White Funeral Home	Description: Name, address change
Location: West Sale Barn Rd	Permit Type: AP: Corrections & Amendments
City: Cassville	Status: AP: Unit Chief Review
County: Barry	Received: 8/21/2006
Project#: AP200608062	
Company: Magellan Pipeline Co - Columbia	Description: Ethanol Tank and unloading
Location: US Hwy 63 South	Permit Type: AP: Sec 5 & 6: Deminimis and Minor
City: Columbia	Status: AP: Technical Review
County: Boone	Received: 8/28/2006
Project#: AP200608078	
Company: Aquila Inc. (Lake Road Station)	Description: Amendment
Location: 1413 Lower Lake Road	Permit Type: AOP: Phase II Acid Rain Permit Amendment
City: St. Joseph	Status: AP: Amendment Approved
County: Buchanan	Received: 8/25/2006
Project#: AP200608074	
Company: Sara Lee Foods	Description: Liquid Smoke in ovens
Location: 5807 Mitchell Ave	Permit Type: AP: Applicability Determination Request
City: St. Joseph	Status: AP: Unit Chief Review
County: Buchanan	Received: 8/17/2006
Project#: AP200608059	
Company: ABB Power T & D Company Inc.	Description: Modify air handler
Location: 500 W HIGHWAY 94	Permit Type: AP: Applicability Determination Request
City: Jefferson City	Status: AP: Awaiting Completeness Check
County: Callaway	Received: 8/21/2006
Project#: AP200608063	
Company: K. Olsen LLC dba Show Me Marble	Description: Cultured Marble
Location: 2993 State Rd TT	Permit Type: AP: Sec 5 & 6: Deminimis and Minor
City: New Bloomfield	Status: AP: Technical Review
County: Callaway	Received: 8/14/2006
Project#: AP200608048	
Company: All Family Craft	Description: Gelcoating from TSS
Location: MO Hwy 7 N	Permit Type: AP: Applicability Determination Request
City: Richland	Status: AP: Awaiting Completeness Check
County: Camden	Received: 8/10/2006
Project#: AP200608073	
Company: Playcraft Pontoon	Description: Common Boatmaking facilities
Location: Hwy 7 N	Permit Type: AP: Applicability Determination Request
City: Richland	Status: AP: Awaiting Completeness Check
County: Camden	Received: 8/30/2006
Project#: AP200608085	
Company: Lone Star Industries	Description: Waste fuel burn tanks
Location: 2524 South Sprigg Street	Permit Type: AP: Sec 5 & 6: Deminimis and Minor
City: Cape Girardeau	Status: AP: Technical Review
County: Cape Girardeau	Received: 8/7/2006
Project#: AP200608026	
Company: Lone Star Industries	Description: Oxygen Injection
Location: 2524 South Sprigg Street	Permit Type: AP: Sec 5 & 6: Deminimis and Minor
City: Cape Girardeau	Status: AP: Technical Review
County: Cape Girardeau	Received: 8/7/2006
Project#: AP200608032	

Company: Midwest Stone, LLC	Description: Quarry
Location: 1211 County Hwy OO	Permit Type: AOP: Basic Operating Permit
City: Whitewater	Status: AP: IR Unit Chief Review
County: Cape Girardeau	Received: 8/7/2006
Project#: AP200608038	
Company: Nordenia U.S.A., Inc (M&W and M&V)	Description: Parts Washing
Location: 14591 HIGHWAY 177	Permit Type: AP: Sec 5 & 6: Deminimis and Minor
City: Cape Girardeau	Status: AP: Technical Review
County: Cape Girardeau	Received: 8/1/2006
Project#: AP200608010	
Company: Renewable Power of Cape Girardeau	Description: Ethanol Plant
Location: Nash Rd. Industrial Park	Permit Type: AP: Sec 5 & 6: Deminimis and Minor
City: Cape Girardeau	Status: AP: Applicant submitting complete
County: Cape Girardeau	Received: 8/17/2006
Project#: AP200608058	
Company: Van Buren Stone Co., Inc.	Description: Name, ownership change
Location: County Rd 309	Permit Type: AOP: Basic Operating Permit Amendment
City: Van Buren	Status: AP: Amendment Approved
County: Carter	Received: 8/15/2006
Project#: AP200608055	
Company: Lone Wolf Enterprises	Description: Concrete
Location: 501 LOCUST ST	Permit Type: AOP: Basic Operating Permit Renewal
City: Harrisonville	Status: AP: IR Completeness Check
County: Cass	Received: 8/11/2006
Project#: AP200608054	
Company: MFA Inc	Description: Add blender & loadout
Location: 107 W 6th St	Permit Type: AP: Sec 5 & 6: Deminimis and Minor
City: Lockwood	Status: AP: Technical Review
County: Dade	Received: 8/14/2006
Project#: AP200608049	
Company: City Utilities of Springfield (James Riv	Description: Propane peak-shaving
Location: 5701 South Kissick	Permit Type: AP: Sec 5 & 6: Deminimis and Minor
City: Springfield	Status: AP: Technical Review
County: Greene	Received: 8/11/2006
Project#: AP200608046	
Company: Conco Quarries Inc	Description: Quarry modifications
Location: 902 S Quarry Rd	Permit Type: AOP: Basic Operating Permit Amendment
City: Willard	Status: AP: Amendment Approved
County: Greene	Received: 8/16/2006
Project#: AP200608061	
Company: Conco Quarries Inc.	Description: Lime & Stone
Location: 3800 S LONE PINE AVE	Permit Type: AOP: Basic Operating Permit
City: Springfield	Status: AP: Permit Issued
County: Greene	Received: 8/18/2006
Project#: AP200608057	
Company: Conco Quarries Inc.	Description: Quarry
Location: 3800 S LONE PINE AVE	Permit Type: AP: Local CP
City: Springfield	Status: AP: Permit Issued
County: Greene	Received: 8/24/2006
Project#: AP200608076	
Company: Golden Triangle Energy	Description: Modify for new stack test
Location: 15053 Hwy 111	Permit Type: AP: Sec 5 & 6: Deminimis and Minor
City: Craig	Status: AP: Technical Review
County: Holt	Received: 8/21/2006
Project#: AP200608067	

Company: Ozark Asphalt Company	Description: Change fuel
Location: 3306 RHONDA DR	Permit Type: AP: Applicability Determination Request
City: WEST PLAINS	Status: AP: Awaiting Completeness Check
County: Howell	Received: 8/21/2006
Project#: AP200608072	
Company: K & D Crushing - Casteel	Description: New portable crusher
Location: Hwy 32 W	Permit Type: AP: IR Sec 5 & 6: Deminimis and Minor
City: Bixby	Status: AP: Technical Review
County: Iron	Received: 8/21/2006
Project#: AP200608070	
Company: C. B. Asphalt, Inc. at US Hwy 50	Description: Asphalt
Location: MO Hwy 7	Permit Type: AP: Sec 4: Relocate to New Site
City: Lee's Summit	Status: AP: Awaiting Completeness Check
County: Jackson	Received: 8/30/2006
Project#: AP200608086	
Company: Love Box Company	Description: Cardboard Boxes
Location: 1600 N Hwy 291	Permit Type: AP: Permit-by-Rule
City: Independence	Status: AP: Receive, Log, Assign
County: Jackson	Received: 8/25/2006
Project#: AP200608081	
Company: Rumble Recycling & Disposal Facility	Description: Flare Changes
Location: 2031 N Courtney Rd	Permit Type: AP: Applicability Determination Request
City: Sugar Creek	Status: AP: Awaiting Completeness Check
County: Jackson	Received: 8/8/2006
Project#: AP200608030	
Company: Rumble Recycling & Disposal Facility	Description: Flare Changes
Location: 2031 N Courtney Rd	Permit Type: AOP: Part 70 Operating Permit Sign. Modificat
City: Sugar Creek	Status: AP: Awaiting Completeness Check
County: Jackson	Received: 8/8/2006
Project#: AP200608029	
Company: Scout Products LLC	Description: Spray Painting
Location: 805 E. 17th Street	Permit Type: AP: Applicability Determination Request
City: Webb City	Status: AP: Unit Chief Review
County: Jasper	Received: 8/28/2006
Project#: AP200608077	
Company: Smithfield Foods, Inc.	Description: Turkey Processing
Location: 411 N Main St	Permit Type: AOP: Basic Operating Permit
City: Carthage	Status: AP: IR Completeness Check
County: Jasper	Received: 8/7/2006
Project#: AP200608035	
Company: River Cement Company	Description: NSPS Subpart Y
Location: 1000 River Cement Rd	Permit Type: AP: Corrections & Amendments
City: Festus	Status: AP: Unit Chief Review
County: Jefferson	Received: 8/25/2006
Project#: AP200608080	
Company: Missouri Bioenergy Fuel, LLC	Description: Fuel Pellets
Location: 102 SW 58 Hwy	Permit Type: AP: Sec 5 & 6: Deminimis and Minor
City: Centerview	Status: AP: Technical Review
County: Johnson	Received: 8/28/2006
Project#: AP200608082	
Company: Coastal Emulsions of Missouri	Description: Boiler and tanks
Location: 4280 State Highway 96	Permit Type: AP: Sec 5 & 6: Deminimis and Minor
City: Miller	Status: AP: Technical Review
County: Lawrence	Received: 8/4/2006
Project#: AP200608025	

Company: Silgan Containers	Description: New can welder
Location: 305 West North Street	Permit Type: AP: Sec 5 & 6: Dminimis and Minor
City: Mount Vernon	Status: AP: Technical Review
County: Lawrence	Received: 8/21/2006
Project#: AP200608068	
Company: C.B. Asphalt-Hwy 61 Silex	Description: Asphalt
Location: Jnc Hwy 61 and B	Permit Type: AP: Sec 4: Relocate to New Site
City: Silex	Status: AP: Section 4 Permit Issued
County: Lincoln	Received: 8/2/2006
Project#: AP200608009	
Company: Versa-Tech, Inc	Description: Curing silo
Location: 701 Sargent Dr	Permit Type: AP: Sec 5 & 6: Dminimis and Minor
City: Fredericktown	Status: AP: Technical Review
County: Madison	Received: 8/11/2006
Project#: AP200608045	
Company: Magellan Pipeline Co	Description: Ethanol tank and unloading
Location:	Permit Type: AP: Sec 5 & 6: Dminimis and Minor
City: Palmyra	Status: AP: Technical Review
County: Marion	Received: 8/28/2006
Project#: AP200608079	
Company: Dredging, Inc	Description: Concrete
Location: 13 Hwy V	Permit Type: AOP: Basic Operating Permit
City: Osage Beach	Status: AP: IR Unit Chief Review
County: Miller	Received: 8/7/2006
Project#: AP200608036	
Company: Diversified Diemakers, Inc	Description: Aluminum Diecasting
Location: 801 2ND ST	Permit Type: AOP: Basic Operating Permit
City: Monroe City	Status: AP: IR Completeness Check
County: Monroe	Received: 8/24/2006
Project#: AP200608075	
Company: Siegel Gravel & Excavating	Description: Quarry, rock crushing-electrosub
Location: 9175 Bluebird Dr	Permit Type: AP: IR Sec 5 & 6: Dminimis and Minor
City: Florence	Status: AP: Technical Review
County: Morgan	Received: 8/3/2006
Project#: AP200608020	
Company: Doss & Harper Stone Co	Description: Add BMP's and colocation
Location: T23N:R04W:S26:NW:SW	Permit Type: AP: IR Sec 5 & 6: Dminimis and Minor
City: Couch	Status: AP: Technical Review
County: Oregon	Received: 8/31/2006
Project#: AP200609005	
Company: Doss & Harper Stone Co	Description: Allow colocation, Add BMPs
Location: T23N:R04W:S26:NW:SW	Permit Type: AP: IR Sec 5 & 6: Dminimis and Minor
City: Couch	Status: AP: Technical Review
County: Oregon	Received: 8/31/2006
Project#: AP200609007	
Company: Doss & Harper Stone Co	Description: Add BMPs and allow colocation
Location: T23N:R04W:S26:NW:SW	Permit Type: AP: IR Sec 5 & 6: Dminimis and Minor
City: Couch	Status: AP: Technical Review
County: Oregon	Received: 8/31/2006
Project#: AP200609006	
Company: Lake Asphalt Paving at Doss & Harper	Description: Asphalt - electrosub
Location: County Rd E-201	Permit Type: AP: Sec 4: Relocate to New Site
City: Alton	Status: AP: Awaiting Completeness Check
County: Oregon	Received: 8/30/2006
Project#: AP200609002	

Company: Capital Quarries, Inc.	Description: Rock Crushing
Location: T43N:R07W:S19:SE:SE County Rd 810	Permit Type: AP: Sec 4: Relocate to New Site
City: Linn	Status: AP: Section 4 Permit Issued
County: Osage	Received: 8/31/2006
Project#: AP200608087	
Company: Martin Marietta Aggregates (asphalt)	Description: Asphalt
Location: 521 QUARRY LN	Permit Type: AOP: Basic Operating Permit Renewal
City: Perryville	Status: AP: IR Unit Chief Review
County: Perry	Received: 8/7/2006
Project#: AP200608034	
Company: Waterloo Industries	Description: Tool storage equipment plant
Location: 1500 Waterloo Dr	Permit Type: AP: Sec 5 & 6: Deminimis and Minor
City: Sedalia	Status: AP: IR Completeness Check
County: Pettis	Received: 8/29/2006
Project#: AP200608088	
Company: Bishop Avenue Veterinary Hospital	Description: Animal Clinic
Location: 402 S BISHOP AVE	Permit Type: AOP: Basic Operating Permit Renewal
City: Rolla	Status: AP: IR Completeness Check
County: Phelps	Received: 8/25/2006
Project#: AP200608083	
Company: Royal Canin USA Inc	Description: Raw material Handling
Location: 1700 Old Bridge School Rd	Permit Type: AP: Sec 5 & 6: Deminimis and Minor
City: Rolla	Status: AP: Technical Review
County: Phelps	Received: 8/16/2006
Project#: AP200608056	
Company: Southwest Quarry & Materials, Inc	Description: Rock Crushing
Location: 13073 County Hwy CC	Permit Type: AOP: Basic Operating Permit Renewal
City: Rolla	Status: AP: IR Unit Chief Review
County: Phelps	Received: 8/21/2006
Project#: AP200608069	
Company: University of Missouri - Rolla	Description: Responsible Official
Location: 1201 State Street	Permit Type: AOP: Part 70 Operating Permit Admin. Amend
City: Rolla	Status: AP: Receive, Log, Assign
County: Phelps	Received: 8/3/2006
Project#: AP200608019	
Company: Hutchens Construction	Description: Asphalt
Location: 1007 Main	Permit Type: AOP: Basic Operating Permit
City: Cassville	Status: AP: IR Unit Chief Review
County: Portable Plant	Received: 8/9/2006
Project#: AP200608042	
Company: Lake Ozark Sand and Gravel-Connor	Description: Screen
Location: Superior Rd	Permit Type: AP: Sec 4: Relocate to New Site
City: St. Robert	Status: AP: Section 4 Permit Issued
County: Pulaski	Received: 8/8/2006
Project#: AP200608031	
Company: Lake Ozark Sand and Gravel-Connor	Description: Rock Crushing
Location: Superior Rd	Permit Type: AP: Sec 4: Relocate Approved Site
City: St. Robert	Status: AP: Section 4 Permit Issued
County: Pulaski	Received: 8/16/2006
Project#: AP200608051	
Company: Capital Quarries at Continental Cement	Description: Rock Crusher-electrosub
Location: 10107 MO Hwy 79	Permit Type: AP: IR Sec 5 & 6: Deminimis and Minor
City: Hannibal	Status: AP: Temporary Permit Issued
County: Ralls	Received: 8/2/2006
Project#: AP200608023	

Company: Mark Twain Redi-Mix	Description: Concrete
Location: 10107 Hwy 79	Permit Type: AP: Sec 4: Relocate to New Site
City: Hannibal	Status: AP: Section 4 Permit Issued
County: Ralls	Received: 8/14/2006
Project#: AP200608050	
Company: Reed Minerals	Description: Monitoring Requirement
Location: T55N:R15W:S19 at AECl - Thomas Hill	Permit Type: AP: Applicability Determination Request
City: Clifton Hill	Status: AP: Closed out, per policy
County: Randolph	Received: 8/3/2006
Project#: AP200608022	
Company: S & W Cabinets	Description: Cabinets and woodworking
Location: 3319 County Hwy M	Permit Type: AOP: Basic Operating Permit
City: Chaffee	Status: AP: IR Completeness Check
County: Scott	Received: 8/28/2006
Project#: AP200608090	
Company: S & W Cabinets	Description: Cabinets and woodworking
Location: 490 Cummins Dr	Permit Type: AOP: Basic Operating Permit
City: Chaffee	Status: AP: IR Completeness Check
County: Scott	Received: 8/28/2006
Project#: AP200608084	
Company: Midwest Stone LLC	Description: Rock Crushing - New NSR
Location: 5199 CR 371	Permit Type: AOP: Basic Operating Permit Amendment
City: Shelby	Status: AP: Amendment Approved
County: Shelby	Received: 8/7/2006
Project#: AP200608037	
Company: AFB International	Description: Bulk dry ingredient processing
Location: 937 Lone Star Drive	Permit Type: AP: Applicability Determination Request
City: O'Fallon	Status: AP: Awaiting Completeness Check
County: St. Charles	Received: 8/2/2006
Project#: AP200608052	
Company: MiTek Industries	Description: Roof Trusses
Location: 301 Fountain Lakes Ind. Blvd	Permit Type: AP: Sec 5 & 6: De minimis and Minor
City: St. Charles	Status: AP: Section 5 Permit Issued
County: St. Charles	Received: 8/4/2006
Project#: AP200608027	
Company: Verizon Wireless MSC #2	Description: Backup Generator
Location: 1859 S Henke Rd	Permit Type: AP: Sec 5 & 6: De minimis and Minor
City: Lake St. Louis	Status: AP: Technical Review
County: St. Charles	Received: 8/9/2006
Project#: AP200608041	
Company: Leo Journagan at Ash Grove Dever	Description: Asphalt - electrosb
Location: Hwy EE	Permit Type: AP: Sec 4: Relocate to New Site
City: El Dorado Springs	Status: AP: Awaiting Completeness Check
County: St. Clair	Received: 8/30/2006
Project#: AP200609003	
Company: Bridgeton Landfill Authority	Description: Responsible official
Location: 13570 SAINT CHARLES ROCK RD	Permit Type: AOP: Part 70 Operating Permit Admin. Amend
City: BRIDGETON	Status: AP: Receive, Log, Assign
County: St. Louis	Received: 8/1/2006
Project#: AP200608011	
Company: C. F. Industries	Description:
Location: 4144 Koch Rd	Permit Type: AOP: Basic Operating Permit Renewal
City: St. Louis	Status: AP: Receive, Log, Assign
County: St. Louis	Received: 8/9/2006
Project#: AP200608043	

Company: Color Art, Inc.	Description: Regen. Thermal Oxidizer
Location: 1110 Reco	Permit Type: AP: Local CP
City: Crestwood	Status: AP: Permit Issued
County: St. Louis	Received: 8/9/2006
Project#: AP200608039	
Company: Color Art, Inc.	Description: Thermal Oxidizer
Location: 1110 Reco	Permit Type: AP: Local CP
City: Crestwood	Status: AP: Awaiting Completeness Check
County: St. Louis	Received: 8/14/2006
Project#: AP200608053	
Company: U.S. Polymers	Description: Varnishes
Location: 300 E Primm St	Permit Type: AOP: Basic Operating Permit
City: St. Louis	Status: AP: Operating Permit Issued
County: St. Louis City	Received: 8/8/2006
Project#: AP200608028	
Company: Ready Mix Concrete Inc.	Description: Concrete - electrosb
Location: 8041 Enterprise Rd	Permit Type: AP: IR Sec 5 & 6: Deminimis and Minor
City: Bloomsdale	Status: AP: Technical Review
County: Ste. Genevieve	Received: 8/7/2006
Project#: AP200608033	
Company: A E C I Essex Power Plant	Description: Power Plant
Location: 24687 County Hwy E	Permit Type: AOP: Part 70 Operating Permit Renewal
City: Essex	Status: AP: Awaiting Completeness Check
County: Stoddard	Received: 8/31/2006
Project#: AP200608089	
Company: Concrete Co of Springfield	Description: Concrete
Location: T22N:R21W:S17 US Hwy 65 at 165	Permit Type: AOP: Basic Operating Permit
City: Branson	Status: AP: IR Completeness Check
County: Taney	Received: 8/16/2006
Project#: AP200608060	
Company: GoldStar Charcoal, LLC	Description: Conveyors, bins and bagging
Location: 7903 Sumpter Rd	Permit Type: AP: Sec 5 & 6: Deminimis and Minor
City: Raymondville	Status: AP: Applicant Draft Review
County: Texas	Received: 8/14/2006
Project#: AP200608047	
Company: Holland USA	Description: New coating
Location: 101 S Elm St	Permit Type: AP: Sec 5 & 6: Deminimis and Minor
City: Warrenton	Status: AP: IR Unit Chief Review
County: Warren	Received: 8/21/2006
Project#: AP200608066	
Company: K & D Crushing - 29 Mine Area	Description: Rock Crushing
Location: CR 652	Permit Type: AP: Sec 4: Relocate to New Site
City: Caledonia	Status: AP: Reviewer Revision
County: Washington	Received: 8/21/2006
Project#: AP200608071	



Missouri Department of Natural Resources
Division of Environmental Quality
Air Pollution Control Program

**PERMIT APPLICATIONS
COMPLETED**

	Construction Permits	Operating Permits	Total
January	44	13	57
February	55	26	81
March	40	30	70
April	42	12	54
May	57	38	95
June	42	9	51
July	39	25	57
August	38	38	76
Total	357	191	548

Department of Natural Resources

Division of Environmental Quality

Permits Management System

Air Pollution Control Program

Company: Crop Production Services	Received	Completed	Permit #	Days Used
Location: 591 S. ADAMS	9/20/2002	8/31/2006	OP	1441
City: Westboro	Description: Fertilizer			
County: Atchison	Permit Type: AOP: Applicability Determination Requests			
Project#: AP200209114	Status: AP: No Permit Required			
Company: EPOCH Composite Products	Received	Completed	Permit #	Days Used
Location: 223 S County Hwy KK	5/11/2006	8/7/2006	082006-001	88
City: Lamar	Description: Burn-off oven			
County: Barton	Permit Type: AP: Sec 5 & 6: Deminimis and Minor			
Project#: AP200605039	Status: AP: Section 5 Permit Issued			
Company: Continental Coal-Cottonwood Creek Mine	Received	Completed	Permit #	Days Used
Location: T39N:R33W:S19:S	4/28/2003	8/22/2006	OP2006-058	1212
City: Hume	Description: Coal Mine			
County: Bates	Permit Type: AOP: Intermediate Operating Permit			
Project#: AP200304149	Status: AP: Operating Permit Issued			
Company: Natural Gas Pipeline Co	Received	Completed	Permit #	Days Used
Location: 12 Mi W of Jackson	7/19/2004	8/11/2006	OP	753
City: Jackson	Description: Update Contact			
County: Bollinger	Permit Type: AOP: Part 70 Operating Permit Admin. Amen			
Project#: AP200408089	Status: AP: Closed out, per policy			
Company: Northwest Biodiesel	Received	Completed	Permit #	Days Used
Location: 1201 S 6th St	6/7/2006	8/2/2006		56
City: St. Joseph	Description: Biodiesel			
County: Buchanan	Permit Type: AP: Applicability Determination Request			
Project#: AP200606030	Status: AP: No Permit Required			
Company: Jackson Municipal Utilities	Received	Completed	Permit #	Days Used
Location: 225 S HIGH ST	1/9/2002	8/22/2006	OP2006-059	1686
City: Jackson	Description: Power Plant			
County: Cape Girardeau	Permit Type: AOP: Intermediate Operating Permit Renewal			
Project#: AP200201036	Status: AP: Operating Permit Issued			
Company: Lone Star Industries	Received	Completed	Permit #	Days Used
Location: 2524 South Sprigg Street	7/20/2006	8/19/2006	092005-014	30
City: Cape Girardeau	Description: Extension			
County: Cape Girardeau	Permit Type: AP: Corrections & Amendments			
Project#: AP200607058	Status: AP: Extension Granted			
Company: Van Buren Stone Co., Inc.	Received	Completed	Permit #	Days Used
Location: County Rd 309	8/15/2006	8/30/2006	OP	15
City: Van Buren	Description: Name, ownership change			
County: Carter	Permit Type: AOP: Basic Operating Permit Amendment			
Project#: AP200608055	Status: AP: Amendment Approved			
Company: APAC - Kansas, Inc	Received	Completed	Permit #	Days Used
Location: 19100 E 231ST ST	12/5/2005	8/22/2006	102005-010	260
City: HARRISONVILLE	Description: Amend OP requirement			
County: Cass	Permit Type: AP: IR Corrections & Amendments			
Project#: AP200512004	Status: AP: Permit Required			

Company: Martin Marietta - Peculiar Quarry	Received	Completed	Permit #	Days Used
Location: 7410 County Hwy YY West	6/2/2006	8/16/2006		75
City: Peculiar	Description:	Conveyors and screen		
County: Cass	Permit Type:	AP: Applicability Determination Request		
Project#: AP200606016	Status:	AP: No Permit Required		
Company: Ideker-Mosby	Received	Completed	Permit #	Days Used
Location: US Hwy 69	7/31/2006	8/19/2006	072006-009	19
City: Mosby	Description:	Asphalt		
County: Clay	Permit Type:	AP: Sec 4: Relocate to New Site		
Project#: AP200608005	Status:	AP: Section 4 Permit Issued		
Company: C.B. Asphalt - Haynesville	Received	Completed	Permit #	Days Used
Location: T54N:R30W:S30:SW	7/14/2006	8/15/2006	062001-002	32
City: Haynesville	Description:	Asphalt		
County: Clinton	Permit Type:	AP: Sec 4: Relocate to New Site		
Project#: AP200607039	Status:	AP: Section 4 Permit Issued		
Company: Jefferson City Landfill	Received	Completed	Permit #	Days Used
Location: 5605 Moreau Dr	6/5/2006	8/2/2006		58
City: Jefferson City	Description:	Gas control system		
County: Cole	Permit Type:	AP: Applicability Determination Request		
Project#: AP200606013	Status:	AP: No Permit Required		
Company: APAC-Central	Received	Completed	Permit #	Days Used
Location: T48N:R17W:S22 Billingsville Rd	12/29/2000	8/31/2006	OP	2071
City: Boonville	Description:	Ownership Change		
County: Cooper	Permit Type:	AOP: Basic Operating Permit Amendment		
Project#: AP200204052	Status:	AP: Closed out, per policy		
Company: Boonville Correctional Center	Received	Completed	Permit #	Days Used
Location: East Morgan St	3/11/2005	8/28/2006	OP2006-060	535
City: Boonville	Description:	Prison		
County: Cooper	Permit Type:	AOP: Intermediate Operating Permit Renewal		
Project#: AP200503057	Status:	AP: Operating Permit Issued		
Company: Crawford Lime and Materials	Received	Completed	Permit #	Days Used
Location: 63 Weber Rd	4/28/2003	8/31/2006	OP	1221
City: Cuba	Description:	Add equipment		
County: Crawford	Permit Type:	AOP: Basic Operating Permit Amendment		
Project#: AP200305030	Status:	AP: Closed out, per policy		
Company: Green Ready Mix - Cameron Site	Received	Completed	Permit #	Days Used
Location: Lot 26 Crossroads Corp Center	6/30/2006	8/7/2006	082006-002	38
City: Cameron	Description:	Concrete - Wet Plant		
County: Dekalb	Permit Type:	AP: IR Sec 5 & 6: Deminimis and Minor		
Project#: AP200607002	Status:	AP: Section 5 Permit Issued		
Company: Green Ready Mix - Cameron Site	Received	Completed	Permit #	Days Used
Location: Lot 26 Crossroads Corp Center	6/30/2006	8/8/2006	082006-003	39
City: Cameron	Description:	Concrete - Dry Plant		
County: Dekalb	Permit Type:	AP: IR Sec 5 & 6: Deminimis and Minor		
Project#: AP200607003	Status:	AP: Section 5 Permit Issued		
Company: Bluegrass Container Company, LLC	Received	Completed	Permit #	Days Used
Location: 1101 South Denton	6/27/2006	8/15/2006	OP	49
City: Pacific	Description:	Ownership Change		
County: Franklin	Permit Type:	AOP: Part 70 Operating Permit Admin. Amen		
Project#: AP200606090	Status:	AP: Amendment Approved		

Company: Charah Dry Mix LLC	Received	Completed	Permit #	Days Used
Location: 3435 Labadie Bottom Rd	5/12/2006	8/14/2006	082006-005	94
City: Labadie	Description: Dry Concrete Packaging			
County: Franklin	Permit Type: AP: Sec 5 & 6: Deminimis and Minor			
Project#: AP200605046	Status: AP: Section 5 Permit Issued			
Company: 3M Company	Received	Completed	Permit #	Days Used
Location: 3211 E CHESTNUT EXPY	4/10/2006	8/11/2006	OP2006-056	123
City: Springfield	Description: Adhesives - Formerly P70			
County: Greene	Permit Type: AOP: Intermediate Operating Permit			
Project#: AP200604033	Status: AP: Operating Permit Issued			
Company: Carlisle Power Transmission Products	Received	Completed	Permit #	Days Used
Location: 2601 W BATTLEFIELD ST	7/11/2006	8/9/2006	2005-020A	29
City: Springfield	Description: Responsible official Change			
County: Greene	Permit Type: AOP: Part 70 Operating Permit Admin. Amen			
Project#: AP200607018	Status: AP: Amendment Approved			
Company: Conco Quarries Inc.	Received	Completed	Permit #	Days Used
Location: 3800 S LONE PINE AVE	8/18/2006	8/24/2006	OP	6
City: Springfield	Description: Lime & Stone			
County: Greene	Permit Type: AOP: Basic Operating Permit			
Project#: AP200608057	Status: AP: Permit Issued			
Company: Kraft Foods Co	Received	Completed	Permit #	Days Used
Location: 2035 E Bennett	6/12/2006	8/21/2006	OP2006-004	70
City: Springfield	Description: Change Responsible Official			
County: Greene	Permit Type: AOP: Intermediate Operating Permit Amendm			
Project#: AP200608016	Status: AP: Amendment Approved			
Company: Norris Asphalt Paving - Trenton	Received	Completed	Permit #	Days Used
Location: 38 NW HIGHWAY 146	7/7/2006	8/7/2006	052006-013	31
City: Trenton	Description: Asphalt			
County: Grundy	Permit Type: AP: Sec 4: Relocate to New Site			
Project#: AP200607014	Status: AP: Section 4 Permit Issued			
Company: Hilty Quarries - Quarles Quarry	Received	Completed	Permit #	Days Used
Location: 71 N W 850	7/10/2006	8/7/2006	112004-004	28
City: Clinton	Description: Rock Crushing			
County: Henry	Permit Type: AP: Sec 4: Relocate to New Site			
Project#: AP200607022	Status: AP: Section 4 Permit Issued			
Company: Aventis Pharmaceuticals, Inc.	Received	Completed	Permit #	Days Used
Location: 10236 Marion Park Dr	7/19/2006	8/10/2006	1155	22
City: Kansas City	Description: Catalytic Oxidizer			
County: Jackson	Permit Type: AP: Local CP			
Project#: AP200607049	Status: AP: Permit Issued			
Company: BP Products - North America	Received	Completed	Permit #	Days Used
Location: 1000 North Sterling	2/9/2004	8/9/2006	OP2006-053	912
City: Sugar Creek	Description: Fuel Terminal			
County: Jackson	Permit Type: AOP: Part 70 Operating Permit Renewal			
Project#: AP200402048	Status: AP: Operating Permit Issued			
Company: BP Products - North America	Received	Completed	Permit #	Days Used
Location: 1000 North Sterling	7/20/2006	8/4/2006		15
City: Sugar Creek	Description: Loading Changes			
County: Jackson	Permit Type: AP: Applicability Determination Request			
Project#: AP200607057	Status: AP: Permit Required			

Company: Fosters Cleaners & Shirt Laundry	Received	Completed	Permit #	Days Used
Location: 701C N MO Hwy 7	11/7/2005	8/31/2006	OP	297
City: Blue Springs	Description:	General OP - Dry Cleaner		
County: Jackson	Permit Type:	AOP: Basic Operating Permit Renewal		
Project#: AP200511079	Status:	AP: No Permit Required		
Company: H & H Color Lab	Received	Completed	Permit #	Days Used
Location: 8906 E 67TH ST	3/8/2002	8/31/2006		1637
City: Raytown	Description:	Remove emission points		
County: Jackson	Permit Type:	AOP: Applicability Determination Requests		
Project#: AP200203047	Status:	AP: No Permit Required		
Company: Mizkan Americas Inc.	Received	Completed	Permit #	Days Used
Location: 2400 NICHOLSON	7/19/2006	8/10/2006	1159	22
City: Kansas City	Description:	Acetators		
County: Jackson	Permit Type:	AP: Local CP		
Project#: AP200607048	Status:	AP: Permit Issued		
Company: Old Towne Cleaners	Received	Completed	Permit #	Days Used
Location: 3910 S LYNN CT	10/13/2005	8/31/2006	OP	322
City: Independence	Description:	General OP - Dry Cleaner		
County: Jackson	Permit Type:	AOP: Basic Operating Permit Renewal		
Project#: AP200510038	Status:	AP: Operating Permit Terminated		
Company: UtiliCorp United - Sibley	Received	Completed	Permit #	Days Used
Location: 33200 East Johnson Road	9/8/2003	8/31/2006	OP2006-063	1088
City: Sibley	Description:	Power Plant		
County: Jackson	Permit Type:	AOP: Part 70 Operating Permit Renewal		
Project#: AP200309030	Status:	AP: Operating Permit Issued		
Company: Renewable Environmental Solutions	Received	Completed	Permit #	Days Used
Location: 530 N Main St	3/20/2006	8/2/2006	082002-001A	135
City: Carthage	Description:	Update permit conditions		
County: Jasper	Permit Type:	AP: Corrections & Amendments		
Project#: AP200603064	Status:	AP: Amendment Approved		
Company: Enersys Energy Products Inc	Received	Completed	Permit #	Days Used
Location: 617 N RIDGEVIEW DR	6/22/2006	8/21/2006		60
City: Warrensburg	Description:	Encapsulator		
County: Johnson	Permit Type:	AP: Sec 5 & 6: Dminimis and Minor		
Project#: AP200606079	Status:	AP: No Permit Required		
Company: Stahl Specialty Co.	Received	Completed	Permit #	Days Used
Location: 111 E Pacific	6/3/2002	8/31/2006	OP2006-065	1550
City: Kingsville	Description:	Automotive Parts		
County: Johnson	Permit Type:	AOP: Intermediate Operating Permit Renewal		
Project#: AP200206013	Status:	AP: Operating Permit Issued		
Company: United States Air Force - WAFB	Received	Completed	Permit #	Days Used
Location: 660 10TH ST	7/17/2006	8/17/2006		31
City: Whiteman AFB	Description:	Replace Generator		
County: Johnson	Permit Type:	AP: Applicability Determination Request		
Project#: AP200607041	Status:	AP: No Permit Required		
Company: Independent Stave Co.	Received	Completed	Permit #	Days Used
Location: 1078 S JEFFERSON AVE	5/12/2006	8/28/2006	082006-007	108
City: Lebanon	Description:	New barrel types		
County: Laclede	Permit Type:	AP: Sec 5 & 6: Dminimis and Minor		
Project#: AP200605038	Status:	AP: Section 5 Permit Issued		

Company: Lowe Boats Inc	Received	Completed	Permit #	Days Used
Location: 2900 Industrial Drive	7/3/2006	8/9/2006	OP	37
City: Lebanon	Description:	Relocate cutters		
County: Laclede	Permit Type:	AOP: Part 70 Operating Permit Off-Permit Ch		
Project#: AP200607030	Status:	AP: Request Approved		
Company: C.B. Asphalt-Hwy 61 Silex	Received	Completed	Permit #	Days Used
Location: Jnc Hwy 61 and B	8/2/2006	8/23/2006	0896-008	21
City: Silex	Description:	Asphalt		
County: Lincoln	Permit Type:	AP: Sec 4: Relocate to New Site		
Project#: AP200608009	Status:	AP: Section 4 Permit Issued		
Company: Champion Redi-Mix LLC	Received	Completed	Permit #	Days Used
Location: 150 Locust St	5/17/2006	8/29/2006	082006-010	104
City: Old Monroe	Description:	Concrete		
County: Lincoln	Permit Type:	AP: IR Sec 5 & 6: Deminimis and Minor		
Project#: AP200605051	Status:	AP: Section 5 Permit Issued		
Company: Granuband Macon, LLC	Received	Completed	Permit #	Days Used
Location: 612 Bles Industrial Dr	3/23/2006	8/1/2006		131
City: Macon	Description:	Tire Recycling		
County: Macon	Permit Type:	AP: Applicability Determination Request		
Project#: AP200603103	Status:	AP: Permit Required		
Company: The Kingsford Products Co	Received	Completed	Permit #	Days Used
Location: 21200 Maries Rd 314	6/5/2006	8/2/2006		58
City: Belle	Description:	Screens and ductwork		
County: Maries	Permit Type:	AP: Applicability Determination Request		
Project#: AP200606014	Status:	AP: No Permit Required		
Company: Simmons Foods Inc	Received	Completed	Permit #	Days Used
Location: 10700 MO Hwy 43 N	7/18/2006	8/2/2006	032006-005A	15
City: Southwest City	Description:	Thermal Oxidizer		
County: McDonald	Permit Type:	AP: Corrections & Amendments		
Project#: AP200607052	Status:	AP: Amendment Approved		
Company: A E C I New Madrid	Received	Completed	Permit #	Days Used
Location: St. Jude Road	2/6/2006	8/29/2006	082006-011	204
City: New Madrid	Description:	Ash Disposal		
County: New Madrid	Permit Type:	AP: Sec 5 & 6: Deminimis and Minor		
Project#: AP200602028	Status:	AP: Section 5 Permit Issued		
Company: A. C. Riley Cotton Co.	Received	Completed	Permit #	Days Used
Location: Hwy W and First St	3/28/2002	8/21/2006	OP2003-017	1607
City: Kewanee	Description:	General OP - Cotton Gin		
County: New Madrid	Permit Type:	AOP: Intermediate Operating Permit Renewal		
Project#: AP200203145	Status:	AP: Operating Permit Terminated		
Company: Siegel Robert Automotive	Received	Completed	Permit #	Days Used
Location: 101 Meatte Street	1/27/2005	8/30/2006	OP2006-061	580
City: Portageville	Description:	Automotive Plastics		
County: New Madrid	Permit Type:	AOP: Part 70 Operating Permit Renewal		
Project#: AP200501097	Status:	AP: Operating Permit Issued		
Company: Eveready Battery Company, Inc.	Received	Completed	Permit #	Days Used
Location: 3131 East First Street	6/5/2006	8/17/2006		73
City: Maryville	Description:	Welding exhaust		
County: Nodaway	Permit Type:	AP: Applicability Determination Request		
Project#: AP200606015	Status:	AP: No Permit Required		

Company: LaFarge Construction Materials	Received	Completed	Permit #	Days Used
Location: 21469 HIGHWAY 50	8/11/2005	8/21/2006		375
City: Sedalia	Description: Crusher Exchange			
County: Pettis	Permit Type: AP: IR Applicability Determination Request			
Project#: AP200508060	Status: AP: No Permit Required			
Company: Capital Sand - Jerome Plant	Received	Completed	Permit #	Days Used
Location: 22120 COUNTY ROAD 7560	6/27/2002	8/31/2006	oP	1526
City: Newburg	Description: General OP - Sand & Gravel			
County: Phelps	Permit Type: AOP: Basic Operating Permit Amendment			
Project#: AP200206135	Status: AP: Closed out, per policy			
Company: Hercules, Inc: Aqualon Div: MO Chem Work	Received	Completed	Permit #	Days Used
Location: 11083 HIGHWAY D	5/1/2006	8/1/2006		92
City: Louisiana	Description: Modify Boiler			
County: Pike	Permit Type: AP: Applicability Determination Request			
Project#: AP200605008	Status: AP: No Permit Required			
Company: Holcim (US) Inc.	Received	Completed	Permit #	Days Used
Location: 14744 MO Hwy 79 N	6/12/2006	8/15/2006	OP2004-002	64
City: Clarksville	Description: Change Plant Manager			
County: Pike	Permit Type: AOP: Part 70 Operating Permit Admin. Amen			
Project#: AP200608015	Status: AP: Amendment Approved			
Company: Leo Journagan Construction	Received	Completed	Permit #	Days Used
Location: T33N:R24W:S23	7/27/2006	8/15/2006		19
City: Bolivar	Description: Asphalt			
County: Polk	Permit Type: AP: Sec 4: Relocate to New Site			
Project#: AP200607084	Status: AP: Section 4 Permit Issued			
Company: Leo Journagan Construction	Received	Completed	Permit #	Days Used
Location: T33N:R24W:S23	7/31/2006	8/3/2006	092001-013	3
City: Bolivar	Description: Asphalt			
County: Polk	Permit Type: AP: Sec 4: Relocate Approved Site			
Project#: AP200608006	Status: AP: Section 4 Permit Issued			
Company: Hilty Quarries	Received	Completed	Permit #	Days Used
Location: PO Box 407	7/26/2006	8/17/2006	OP	22
City: Clinton	Description: Rock Crushing-Applicability?			
County: Portable Plant	Permit Type: AOP: Basic Operating Permit Renewal			
Project#: AP200607077	Status: AP: No Permit Required			
Company: Hilty Quarries, Inc	Received	Completed	Permit #	Days Used
Location: 190 NW 251	7/24/2006	8/17/2006	OP	24
City: Clinton	Description: Asphalt			
County: Portable Plant	Permit Type: AOP: Basic Operating Permit Renewal			
Project#: AP200607068	Status: AP: No Permit Required			
Company: Hilty Quarries, Inc	Received	Completed	Permit #	Days Used
Location: 190 NW 251	7/24/2006	8/17/2006	OP	24
City: Clinton	Description: Rock Crushing			
County: Portable Plant	Permit Type: AOP: Basic Operating Permit Renewal			
Project#: AP200607069	Status: AP: No Permit Required			
Company: Hilty Quarries, Inc.	Received	Completed	Permit #	Days Used
Location: 190 NW 251	7/24/2006	8/17/2006	OP	24
City: Clinton	Description: Asphalt			
County: Portable Plant	Permit Type: AOP: Basic Operating Permit Renewal			
Project#: AP200607071	Status: AP: No Permit Required			

Company: Hilty Quarries, Inc.	Received	Completed	Permit #	Days Used
Location: 190 NW 251	7/24/2006	8/17/2006	OP	24
City: Clinton	Description:	Cold Mix Plant		
County: Portable Plant	Permit Type:	AOP: Basic Operating Permit Renewal		
Project#: AP200607070	Status:	AP: No Permit Required		
Company: Lake Ozark Sand and Gravel-Connor	Received	Completed	Permit #	Days Used
Location: Superior Rd	6/14/2006	8/17/2006	062006-004A	64
City: St. Robert	Description:	Amend for colocation		
County: Pulaski	Permit Type:	AP: IR Corrections & Amendments		
Project#: AP200606055	Status:	AP: Amendment Approved		
Company: Lake Ozark Sand and Gravel-Connor	Received	Completed	Permit #	Days Used
Location: Superior Rd	6/19/2006	8/8/2006	082006-004	50
City: St. Robert	Description:	Rock Crusher-electrosub		
County: Pulaski	Permit Type:	AP: IR Sec 5 & 6: Deminimis and Minor		
Project#: AP200606059	Status:	AP: Section 5 Permit Issued		
Company: Lake Ozark Sand and Gravel-Connor	Received	Completed	Permit #	Days Used
Location: Superior Rd	8/8/2006	8/15/2006	062006-006	7
City: St. Robert	Description:	Screen		
County: Pulaski	Permit Type:	AP: Sec 4: Relocate to New Site		
Project#: AP200608031	Status:	AP: Section 4 Permit Issued		
Company: Lake Ozark Sand and Gravel-Connor	Received	Completed	Permit #	Days Used
Location: Superior Rd	8/16/2006	8/18/2006	082006-004	2
City: St. Robert	Description:	Rock Crushing		
County: Pulaski	Permit Type:	AP: Sec 4: Relocate Approved Site		
Project#: AP200608051	Status:	AP: Section 4 Permit Issued		
Company: Capital Quarries at Continental Cement	Received	Completed	Permit #	Days Used
Location: 10107 MO Hwy 79	8/2/2006	8/22/2006	082006-006	20
City: Hannibal	Description:	Rock Crusher-electrosub		
County: Ralls	Permit Type:	AP: IR Sec 5 & 6: Deminimis and Minor		
Project#: AP200608023	Status:	AP: Temporary Permit Issued		
Company: Land / Chariton County Concrete	Received	Completed	Permit #	Days Used
Location: Pig Rd at Bun Rd	3/9/2006	8/18/2006		162
City: Moberly	Description:	Replace concrete batch plant		
County: Randolph	Permit Type:	AP: IR Applicability Determination Request		
Project#: AP200603039	Status:	AP: Permit Issued		
Company: Moberly Correctional Center	Received	Completed	Permit #	Days Used
Location: 5201 S Morley	3/9/2005	8/31/2006	OP2006-064	540
City: Moberly	Description:	Prison		
County: Randolph	Permit Type:	AOP: Intermediate Operating Permit		
Project#: AP200503112	Status:	AP: Operating Permit Issued		
Company: Reed Minerals	Received	Completed	Permit #	Days Used
Location: T55N:R15W:S19 at AECl - Thomas Hill	8/3/2006	8/31/2006		28
City: Clifton Hill	Description:	Monitoring Requirement		
County: Randolph	Permit Type:	AP: Applicability Determination Request		
Project#: AP200608022	Status:	AP: Closed out, per policy		
Company: Hunt Martin Materials - Hwy 10	Received	Completed	Permit #	Days Used
Location: 35932 MO Hwy 10	1/31/2006	8/16/2006		197
City: Rayville	Description:	Conveyors, screen, bins		
County: Ray	Permit Type:	AP: IR Applicability Determination Request		
Project#: AP200601103	Status:	AP: Application Withdrawn by Applicant		

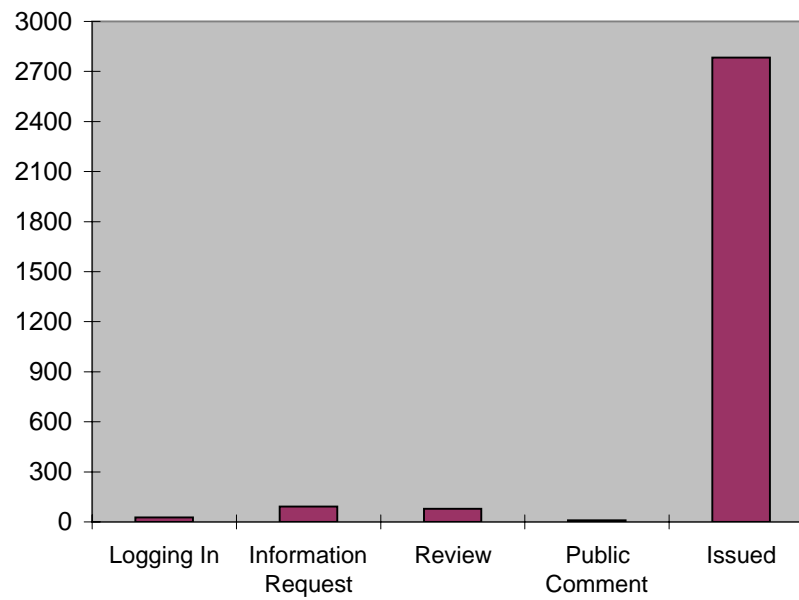
Company: Ray County Stone Producers	Received	Completed	Permit #	Days Used
Location: 17279 Maddux Rd	7/17/2006	8/17/2006		31
City: Rayville	Description:	Replace Crusher		
County: Ray	Permit Type:	AP: Applicability Determination Request		
Project#: AP200607061	Status:	AP: No Permit Required		
Company: Eagle Wings Construction	Received	Completed	Permit #	Days Used
Location: CR142-E20	6/21/2006	8/29/2006	082006-009	69
City: Doniphan	Description:	Concrete		
County: Ripley	Permit Type:	AP: IR Sec 5 & 6: Dminimis and Minor		
Project#: AP200606072	Status:	AP: Section 5 Permit Issued		
Company: LaFarge Construction Materials	Received	Completed	Permit #	Days Used
Location: County Rd 326	8/11/2005	8/21/2006		375
City: Marshall Junction	Description:	Crusher Exchange		
County: Saline	Permit Type:	AP: IR Applicability Determination Request		
Project#: AP200508073	Status:	AP: No Permit Required		
Company: City of Shelbina	Received	Completed	Permit #	Days Used
Location: 410 W CHESTNUT ST	2/8/2006	8/9/2006		182
City: Shelbina	Description:	Acid Rain Existing and New Unit Exemptions		
County: Shelby	Permit Type:	AOP: Phase II Acid Rain Permit Exemption		
Project#: AP200602041	Status:	AP: Acid Rain Permit Issued		
Company: Midwest Stone LLC	Received	Completed	Permit #	Days Used
Location: 5199 CR 371	8/7/2006	8/15/2006	OP	8
City: Shelbina	Description:	Rock Crushing - New NSR		
County: Shelby	Permit Type:	AOP: Basic Operating Permit Amendment		
Project#: AP200608037	Status:	AP: Amendment Approved		
Company: Fred Weber - New Melle Quarry	Received	Completed	Permit #	Days Used
Location: 2710 County Hwy F	6/12/2006	8/17/2006		66
City: New Melle	Description:	Bin and conveyor		
County: St. Charles	Permit Type:	AP: IR Applicability Determination Request		
Project#: AP200606043	Status:	AP: No Permit Required		
Company: General Motors	Received	Completed	Permit #	Days Used
Location: 1500 East Route A	3/8/2004	8/28/2006	OP	903
City: Wentzville	Description:	Change Responsible Official		
County: St. Charles	Permit Type:	AOP: Part 70 Operating Permit Admin. Amen		
Project#: AP200403060	Status:	AP: Closed out, per policy		
Company: LaFarge North America-Defiance Plant	Received	Completed	Permit #	Days Used
Location: County Hwy DD	6/26/2006	8/16/2006		51
City: Defiance	Description:	Add Conveyor		
County: St. Charles	Permit Type:	AP: Applicability Determination Request		
Project#: AP200606088	Status:	AP: No Permit Required		
Company: MEMC - St Peters Plant	Received	Completed	Permit #	Days Used
Location: 501 PEARL DR	5/1/2006	8/15/2006	0694-004c	106
City: St. Peters	Description:	Production level tracking		
County: St. Charles	Permit Type:	AP: Corrections & Amendments		
Project#: AP200605002	Status:	AP: Amendment Approved		
Company: MiTek Industries	Received	Completed	Permit #	Days Used
Location: 301 Fountain Lakes Ind. Blvd	8/4/2006	8/28/2006	082006-008	24
City: St. Charles	Description:	Roof Trusses		
County: St. Charles	Permit Type:	AP: Sec 5 & 6: Dminimis and Minor		
Project#: AP200608027	Status:	AP: Section 5 Permit Issued		

Company: Woodbridge Corporation	Received	Completed	Permit #	Days Used
Location: 11 CERMAK BLVD	10/11/2002	8/22/2006	OP2006-057	1411
City: St. Peters	Description:	Car Seats		
County: St. Charles	Permit Type:	AOP: Intermediate Operating Permit Renewal		
Project#: AP200210091	Status:	AP: Operating Permit Issued		
Company: U S Paint Corporation	Received	Completed	Permit #	Days Used
Location: 831 S 21ST ST	7/31/2006	8/31/2006	06-05-009	31
City: St. Louis	Description:	Submersible Mill		
County: St. Louis City	Permit Type:	AP: Local CP		
Project#: AP200607083	Status:	AP: Permit Issued		
Company: U.S. Polymers	Received	Completed	Permit #	Days Used
Location: 300 E Primm St	8/16/2004	8/8/2006	OP04022	722
City: St. Louis	Description:	Varnishes		
County: St. Louis City	Permit Type:	AOP: Intermediate Operating Permit		
Project#: AP200501026	Status:	AP: OP Application Replaced by New Submi		
Company: U.S. Polymers	Received	Completed	Permit #	Days Used
Location: 300 E Primm St	8/8/2006	8/8/2006	OP04022	0
City: St. Louis	Description:	Varnishes		
County: St. Louis City	Permit Type:	AOP: Basic Operating Permit		
Project#: AP200608028	Status:	AP: Operating Permit Issued		
Company: U.S. Ringbinder	Received	Completed	Permit #	Days Used
Location: 6800 Arsenal	1/6/2005	8/10/2006	OP2006-055	581
City: St. Louis	Description:	Notebooks		
County: St. Louis City	Permit Type:	AOP: Part 70 Operating Permit Renewal		
Project#: AP200501025	Status:	AP: Operating Permit Issued		
Company: BiltBest Windows Corp.	Received	Completed	Permit #	Days Used
Location: 175 S Tenth St	6/6/2003	8/9/2006	OP2006-054	1160
City: St. Genevieve	Description:	Wood Windows		
County: Ste. Genevieve	Permit Type:	AOP: Intermediate Operating Permit		
Project#: AP200306048	Status:	AP: Operating Permit Issued		
Company: BiltBest Windows Corp.	Received	Completed	Permit #	Days Used
Location: 175 S Tenth St	11/21/2005	8/10/2006	P186-0003-000	262
City: St. Genevieve	Description:	Terminate OP		
County: Ste. Genevieve	Permit Type:	AOP: Part 70 Operating Permit Admin. Amen		
Project#: AP200511049	Status:	AP: Amendment Approved		
Company: Delta Asphalt - Bloomfield	Received	Completed	Permit #	Days Used
Location: 15498 Old Bloomfield Rd	7/27/2006	8/30/2006		34
City: Dexter	Description:	Make portable stationary		
County: Stoddard	Permit Type:	AP: IR Applicability Determination Request		
Project#: AP200607076	Status:	AP: No Permit Required		
Company: Dexter Dry Cleaners	Received	Completed	Permit #	Days Used
Location: 24 N Walnut St	4/5/2002	8/31/2006	OP	1609
City: Dexter	Description:	Dry cleaners		
County: Stoddard	Permit Type:	AOP: Applicability Determination Requests		
Project#: AP200204102	Status:	AP: Closed out, per policy		
Company: Global Fuels	Received	Completed	Permit #	Days Used
Location: 13308 CR 731	5/11/2006	8/2/2006		83
City: Dexter	Description:	Biodiesel production		
County: Stoddard	Permit Type:	AP: Applicability Determination Request		
Project#: AP200605036	Status:	AP: No Permit Required		

Company:	APAC - Roark Creek Quarry	Received	Completed	Permit #	Days Used
Location:	1312 Shepherd of the Hill	6/22/2006	8/15/2006	042005-007	54
City:	Branson West	Description:	Asphalt		
County:	Taney	Permit Type:	AP: Sec 4: Relocate to New Site		
Project#:	AP200606073	Status:	AP: Section 4 Permit Issued		
Company:	Tyler Cuppling Co	Received	Completed	Permit #	Days Used
Location:	1300 Warrens	3/27/2006	8/2/2006		128
City:	Marshfield	Description:	Rubber Couplings		
County:	Webster	Permit Type:	AP: Sec 5 & 6: Deminimis and Minor		
Project#:	AP200603090	Status:	AP: No Permit Required		

Operating Permit Progress Report as of 09-05-2006

		Permit Log In	Info Requests	APCP Review	Public Review	Issued	Total
Applicability Determination Requests	Subtotal	3	12	5	0	365	385
	% of total	1%	3%	1%	0%	95%	13%
Basic Permits	Subtotal	8	20	21	0	908	957
	% of total	1%	2%	2%	0%	95%	32%
Intermediate Permits	Subtotal	2	5	6	3	330	346
	% of total	1%	1%	2%	1%	95%	12%
Part 70 Permits	Subtotal	0	6	17	2	454	479
	% of total	0%	1%	4%	0%	95%	16%
Phase II Acid Rain Permits	Subtotal	0	1	0	0	50	51
	% of total	0%	2%	0%	0%	98%	2%
Local Permits	Subtotal	0	0	0	0	0	0
	% of total	100%	0%	0%	0%	0%	0%
Permit Modifications	Subtotal	14	48	29	5	471	567
	% of total	2%	8%	5%	1%	83%	19%
All Permits	Total	27	92	78	10	2578	2990
	% of total	1%	3%	3%	0%	86%	



Status of Ethanol Plants permitted by the Air Pollution Control Program (APCP) as of September 15, 2006

Installation Name	City/County	Production Capacity (Million Gallons)	Operating Status
Northeast Missouri Grain	Macon/Macon	50	Operating
Golden Triangle	Craig/Holt	22	Operating. Received an application on August 30, 2006 containing a request to modify emission limits.
Mid-Missouri Energy	Malta Bend/Saline	45	Operating. Received an application on July 7, 2006 containing a request to modify emission limits. The APCP is working with the company to complete the required air quality modeling analysis in order to consider the application complete.
Missouri Ethanol	Ladonia/Audrain	56	Under construction
Bootheel Agri-Energy LLC	Sikeston/Scott	120	Received a construction permit application on May 2, 2006 and a revised application on July 28, 2006. The APCP is working with the company to complete the required air quality modeling analyses and other technical information to consider the application complete.
Bootheel Ethanol (SEMO)	Malden/Dunklin	15	Not commenced construction. The APCP issued a construction permit in August 2001, granted an extension of this permit in February 2004 and issued a permit modification, with corrected special conditions in January 2005. Bootheel has until January 2007 to commence construction under this permit.
Lifeline Foods, LLC	St. Joseph/Buchanan	50	Received a construction permit application on January 30, 2006. The APCP is working with the company to complete the required air quality modeling analyses to consider the application complete. The APCP issued a pre-construction waiver on September 15, 2006. This waiver allows for the construction, but not operation, of the proposed facility prior to the receipt of the air permit.

Status of Ethanol Plants permitted by the Air Pollution Control Program (APCP) as of September 15, 2006 (Continued)

Renewable Power of Missouri	Marshall/Saline	50	Not commenced construction. The APCP issued a construction permit in July 2002, granted an extension of this permit in April 2005 and issued a permit modification, increasing production from 31.5 to 50 Mgal in June 2006. Renewable has until June 2008 to commence construction under this permit.
Renewable Power of Missouri	Cape Girardeau/ Cape Girardeau	52.7	Not commenced construction. The APCP issued a construction permit in December 2003 and granted a one year extension of this permit in December 2005. Renewable has until December 2006 to commence construction under this permit.
Renewable Power of Missouri	Cape Girardeau/ Cape Girardeau	100	Received a construction permit application on August 17, 2006. The APCP is working with the company to complete the required air quality modeling analyses to consider the application complete.
SEMO Milling	Cape Girardeau/ Cape Girardeau	100	Received a construction permit application on September 7, 2006 for a corn milling operation. The applicant intends to add an ethanol plant to this site.

Note: In addition to the ethanol plants listed above, the APCP has participated in several pre-application meetings/conference calls regarding additional proposed ethanol plants. The APCP will include details of these installations when applications are received.

The APCP strongly encourages pre-application meetings for all ethanol plants.

Note: Ethanol plant permit applications require air dispersion modeling. The air modeling inventories needed to complete the air dispersion modeling can take several months to compile and therefore in order for the inventory collection to not delay the project, the APCP recommends potential applicants submit inventory requests at least 3 to 6 months prior to the submittal of a permit application.

Pending Inventory Requests (no application received): Green and Webster Counties

Status of Biodiesel Plants permitted by the Air Pollution Control Program (APCP) as of September 15, 2006

Installation Name	City/County	Production Capacity (Million Gallons)	Operating Status
Ag Processing	St. Joseph/Buchanan	50	Received a construction permit application on March 23, 2006 - currently under review.
Archer Daniels Midland	Mexico/Audrain	36	Issued construction permit on March 20, 2006. Not commenced construction.
Eviron MX	Alexandria/Clark	0.365	Operating status unknown. No construction permit needed due to level of emissions.
Global Fuels	Dexter/Stoddard	3	Not commenced construction. No construction permit needed due to level of emissions. A basic operating permit is required.
Missouri Bio-Fuels	Bethel/Shelby	2	Operating - no air permits needed due to level of emissions.
Northwest Biofuels	St. Joseph/Buchanan	3	Not commenced construction. No construction permit needed due to level of emissions. A basic operating permit is required.
Prairie Pride	Eve/Vernon	33	The APCP received a construction permit application on June 5, 2006. The APCP is currently reviewing this application. The APCP issued a pre-construction waiver on June 29, 2006. This waiver allows for the construction, but not operation, of the proposed facility prior to the receipt of the air permit.

Note : There are other biodiesels operations in the state. However, the facilities listed above are the only facilities that have submitted air permit projects to the APCP. Depending on the size of operations, biodiesels plants may not need air permits. Therefore, the APCP would not necessarily have any information on these facilities in our databases.

RULE AND SIP AGENDA

**September 28, 2006
Kansas City, MO**

ACTIONS FOR PUBLIC HEARING:

- * Missouri State Implementation Plan - St. Louis 8-Hour Ozone Nonattainment Area Reasonably Available Control Technology (RACT) Demonstration

The purpose of this demonstration is to document that the Missouri Department of Natural Resources has reviewed Missouri's obligation to implement reasonably available control technologies on major air pollution sources in the Missouri portion of the St. Louis ozone nonattainment area, and, to certify that RACT controls previously incorporated under the earlier 1-hour ozone standard represent RACT for the 8-hour ozone standard. According to the U.S. Environmental Protection Agency's final 8-Hour Ozone National Ambient Air Quality Standards (NAAQS) implementation rule, areas such as St. Louis which are classified as moderate ozone nonattainment areas must submit a demonstration that their current rules fulfill 8-hour ozone RACT for all Control Techniques Guidelines (CTG) categories and all major, non-CTG sources as a revision to their State Implementation Plans (SIPs). This document is intended to serve as the necessary SIP revision.

ACTIONS TO BE VOTED ON:

- * Missouri State Implementation Plan – Grossman Iron and Steel Source Registration Permit

The Missouri Department of Natural Resources' Air Pollution Control Program is proposing to amend the Missouri State Implementation Plan to include a revised source registration permit for Grossman Iron and Steel located in St. Louis, Missouri. This revised permit incorporates operating permit procedures and record keeping requirements from Grossman's September 10, 2004 compliance plan. The 2004 compliance plan reduces particulate matter emissions from the Grossman property.

October 26, 2006
Jefferson City, MO

ACTIONS FOR PUBLIC HEARING:

(None Scheduled)

ACTIONS TO BE VOTED ON:

- * Missouri State Implementation Plan - St. Louis 8-Hour Ozone Nonattainment Area Reasonably Available Control Technology (RACT) Demonstration

The purpose of this demonstration is to document that the Missouri Department of Natural Resources has reviewed Missouri's obligation to implement reasonably available control technologies on major air pollution sources in the Missouri portion of the St. Louis ozone nonattainment area, and, to certify that RACT controls previously incorporated under the earlier 1-hour ozone standard represent RACT for the 8-hour ozone standard. According to the U.S. Environmental Protection Agency's final 8-Hour Ozone National Ambient Air Quality Standards (NAAQS) implementation rule, areas such as St. Louis which are classified as moderate ozone nonattainment areas must submit a demonstration that their current rules fulfill 8-hour ozone RACT for all Control Techniques Guidelines (CTG) categories and all major, non-CTG sources as a revision to their State Implementation Plans (SIPs). This document is intended to serve as the necessary SIP revision.

December 7, 2006
Jefferson City, MO

ACTIONS FOR PUBLIC HEARING:

(None Scheduled)

ACTIONS TO BE VOTED ON:

(None Scheduled)

MISSOURI AIR CONSERVATION COMMISSION RULES IN PROGRESS SCHEDULE

1

Rule Action	Draft Rule Out for Other Dept Review	Public Notice (Accepting Comments on Draft Rule)	File with Secretary of State*	Published in Missouri Register	Public Hearing	Public Comment Period Closes	Commission Vote on Rule Action	Last Day** to File with Secretary of State*	Rule Effective
Rule Amendment 10 CSR 10-6.070 New Source Performance Regulations (Annual updates)	10-22-04	11-07-04	02-17-05	04-01-05	05-26-05	06-02-05	06-30-05	08-31-05	11-30-05
Rule Amendment 10 CSR 10-6.075 Maximum Achievable Control Technology Regulations (Annual updates)	10-22-04	11-07-04	02-17-05	04-01-05	05-26-05	06-02-05	06-30-05	08-31-05	11-30-05
Rule Amendment 10 CSR 10-6.080 Emission Standards for Hazardous Air Pollutants (Annual updates)	10-22-04	11-07-04	02-17-05	04-01-05	05-26-05	06-02-05	06-30-05	08-31-05	11-30-05
New Rule 10 CSR 10-6.360 Control of NOx Emissions From Electric Generating and Non-Electric Generating Boilers (NOx SIP Call)	11-04-04	11-09-04	02-14-05	03-15-05	04-28-05	05-05-05	05-26-05	08-01-05	10-30-05
New Rule 10 CSR 10-6.380 Control of NOx Emissions From Portland Cement Kilns (NOx SIP Call)	11-04-04	11-09-04	02-14-05	03-15-05	04-28-05	05-05-05	05-26-05	08-01-05	10-30-05
New Rule 10 CSR 10-6.390 Control of NOx Emissions From Large Stationary Internal Combustion Engines (NOx SIP Call)	11-04-04	11-09-04	02-14-05	03-15-05	04-28-05	05-05-05	05-26-05	08-01-05	10-30-05
Rule Amendment 10 CSR 10-2.390 Kansas City Area Transportation Conformity Requirements (Federal updates)	12-17-04	01-10-05	04-01-05	05-02-05	06-30-05	07-07-05	07-21-05	10-03-05	12-30-05
Rule Amendment 10 CSR 10-5.480 St. Louis Area Transportation Conformity Requirements (Federal updates)	12-17-04	01-10-05	04-01-05	05-02-05	06-30-05	07-07-05	07-21-05	10-03-05	12-30-05
Rule Amendment 10 CSR 10-1.030 Air Conservation Commission Appeals and Requests for Hearings (Contains procedural regulations for contested cases heard by commission or assigned to hearing officer by commission)	01-27-05	02-06-05	05-12-05	06-15-05	07-21-05	07-28-05	08-25-05	10-26-05	01-30-06
Rule Amendment 10 CSR 10-6.110 Submission of Emission Data, Emission Fees and Process Information (Sets emission fee required annually by statute and adjusts deadline for fee payment)	03-09-05	N/A	05-16-05	06-15-05	07-21-05	07-28-05	08-25-05	10-03-05	12-30-05
Rule Amendment 10 CSR 10-6.010 Ambient Air Quality Standards (Updates NAAQS table with new and revised 8-hour Ozone and PM2.5 standards)	03-02-05	N/A	07-06-05	08-15-05	09-29-05	10-06-05	10-27-05	12-14-05	02-28-06
Rule Amendment 10 CSR 10-6.020 Definitions and Common Reference Tables (Updates definitions for the new PM2.5 NAAQS mandated under CAA of 1997)	03-02-05	N/A	07-06-05	08-15-05	09-29-05	10-06-05	10-27-05	12-14-05	02-28-06
Rule Amendment 10 CSR 10-6.030 Sampling Methods for Air Pollution Sources (Updates federal reference methods for new PM2.5 NAAQS mandated under CAA of 1997)	03-02-05	N/A	07-06-05	08-15-05	09-29-05	10-06-05	10-27-05	12-14-05	02-28-06
Rule Amendment 10 CSR 10-6.040 Reference Methods (Updates federal reference methods for new PM2.5 NAAQS mandated under CAA of 1997)	03-02-05	N/A	07-06-05	08-15-05	09-29-05	10-06-05	10-27-05	12-14-05	02-28-06

Shaded blocks indicate actual completion dates.

* Copy provided to Joint Committee on Administrative Rules

** Last day to meet rule effective date shown.

MISSOURI AIR CONSERVATION COMMISSION RULES IN PROGRESS SCHEDULE

2

Rule Action	Draft Rule Out for Other Dept Review	Public Notice (Accepting Comments on Draft Rule)	File with Secretary of State*	Published in Missouri Register	Public Hearing	Public Comment Period Closes	Commission Vote on Rule Action	Last Day** to File with Secretary of State*	Rule Effective
Rule Amendment 10 CSR 10-5.510 Control of Emissions of Nitrogen Oxides (Adds another test method to determine NOx emission rates)	05-12-05	05-19-05	08-26-05	10-03-05	12-08-05	12-15-05	02-02-06	03-15-06	05-30-06
Rule Amendment 10 CSR 10-6.061 Construction Permits Exemptions (Relocates recordkeeping section and clarifies specific facilities exemptions)	08-17-05	N/A	12-01-05	01-03-06	02-02-06	02-09-06	03-30-06	05-09-06	07-30-06
Rule Amendment 10 CSR 10-5.300 Control of Emissions From Solvent Metal Cleaning (Addresses industry concerns about provisions related to enforcement and compliance)	10-27-05	11-09-05	04-03-06	05-01-06	06-29-06	07-06-06	07-20-06	08-29-06	11-30-06
Rule Amendment 10 CSR 10-6.070 New Source Performance Regulations (Annual updates)	10-27-05	11-09-05	05-02-06	06-15-06	07-20-06	07-27-06	08-31-06	10-02-06	12-30-06
Rule Amendment 10 CSR 10-6.075 Maximum Achievable Control Technology Regulations (Annual updates)	10-27-05	11-09-05	05-02-06	06-15-06	07-20-06	07-27-06	08-31-06	10-02-06	12-30-06
Rule Amendment 10 CSR 10-6.080 Emission Standards for Hazardous Air Pollutants (Annual updates)	10-27-05	11-09-05	05-02-06	06-15-06	07-20-06	07-27-06	08-31-06	10-02-06	12-30-06
New Rule 10 CSR 10-6.345 Control of NOx Emissions From Upwind Sources (Addresses large sources of nitrogen oxides upwind and outside St. Louis 8-hr ozone nonattainment area expected to have potential to affect air quality)	11-10-05	11-23-05	05-04-06	06-15-06	07-20-06	07-27-06	08-31-06	10-02-06	12-30-06
Rule Amendment 10 CSR 10-6.110 Submission of Emission Data, Emission Fees and Process Information (Sets emission fee required annually by statute and adjusts deadline for fee payment)	03-16-06	N/A	05-11-06	06-15-06	07-20-06	07-27-06	08-31-06	10-02-06	12-30-06
New Rule 10 CSR 10-6.362 Clean Air Interstate Rule, Annual NOx Trading Program (Establishes NOx emissions cap)	06-09-06	06-28-06			Anticipate Filing 10/02/06				
New Rule 10 CSR 10-6.364 Clean Air Interstate Rule, Seasonal NOx Trading Program (Establishes ozone seasonal NOx emission cap)	06-09-06	06-28-06			Anticipate Filing 10/02/06				
New Rule 10 CSR 10-6.366 Clean Air Interstate Rule, SO ₂ Trading Program (Establishes annual SO ₂ emissions cap)	06-09-06	06-28-06			Anticipate Filing 10/02/06				
Rule Amendment 10 CSR 10-6.350 Emission Limitations and Emissions Trading of Oxides of Nitrogen (Voids this rule when NOx seasonal trading rule is implemented)	06-09-06	06-28-06			Anticipate Filing 10/02/06				
Rule Amendment 10 CSR 10-6.360 Control of NOx Emissions from Electric Generating Units and Non-Electric Generating Boilers (Voids this rule when NOx seasonal trading rule is implemented)	06-09-06	06-28-06			Anticipate Filing 10/02/06				

Shaded blocks indicate actual completion dates.

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** Last day to meet rule effective date shown.

MISSOURI AIR CONSERVATION COMMISSION RULES IN PROGRESS SCHEDULE

3

Rule Action	Draft Rule Out for Other Dept Review	Public Notice (Accepting Comments on Draft Rule)	File with Secretary of State*	Published in Missouri Register	Public Hearing	Public Comment Period Closes	Commission Vote on Rule Action	Last Day** to File with Secretary of State*	Rule Effective
New Rule 10 CSR 10-6.368 Control of Mercury from Electric Generating Units (Establishes Mercury emission cap for coal fired electric generating units)	06-09-06	06-28-06				Anticipate Filing 10/02/06			
Rule Amendment 10 CSR 10-6.100 Alternate Emission Limits (Updates reference for federal New Source Review program for nonattainment areas)	06-02-05	N/A				Anticipate Filing 12/01/06			
Rule Amendment 10 CSR 10-6.060 Construction Permits Required (Adopts federal New Source Review program for nonattainment areas)	06-22-06	08-08-06				Anticipate Filing 12/01/06			
Rule Amendment 10 CSR 10-2.070 Restriction of Emission of Odors (Amends the restrictions on odor measurement methods and replaces the current dilution ratio)	06-26-06	08-08-06				Anticipate Filing 12/01/06			
Rule Amendment 10 CSR 10-3.090 Restriction of Emission of Odors (Amends the restrictions on odor measurement methods and replaces the current dilution ratio)	06-26-06	08-08-06				Anticipate Filing 12/01/06			
Rule Amendment 10 CSR 10-4.070 Restriction of Emission of Odors (Amends the restrictions on odor measurement methods and replaces the current dilution ratio)	06-26-06	08-08-06				Anticipate Filing 12/01/06			
Rule Amendment 10 CSR 10-5.160 Control of Odors in the Ambient Air (Amends the restrictions on odor measurement methods and replaces the current dilution ratio)	06-26-06	08-08-06				Anticipate Filing 12/01/06			
Rule Amendment 10 CSR 10-2.390 Kansas City Area Transportation Conformity Requirements (Amends the state Kansas City transportation conformity rule to utilize the shortened rule format)	07-18-06	N/A				Anticipate Filing 11/01/06			
Rule Amendment 10 CSR 10-5.480 St. Louis Area Transportation Conformity Requirements (Amends the state St. Louis transportation conformity rule to utilize the shortened rule format)	07-18-06	N/A				Anticipate Filing 11/01/06			
Rule Amendment 10 CSR 10-6.062 Construction Permits by Rule (Addresses matters about the rule pre-construction period)	07-18-06	N/A				Anticipate Filing 10/02/06			

Shaded blocks indicate actual completion dates.

* Copy provided to Joint Committee on Administrative Rules

** Last day to meet rule effective date shown.

**State Air Quality Plans Status Report
September 11, 2006**

1

Plan Commitment	Plan Submitted to EPA *	EPA's Plan Completion Finding *	EPA's Plan Approval Finding *	Sanction Clock Date **		Sanctions				Comments
						EPA Impose 2:1 Emissions Offset Ratio (18 mos after clock start)		EPA Withholds Highway Funds (24 mos after clock start)		
				Start	Stop	Start	Stop	Start	Stop	
Missouri SIP (Emission Statement Plan)	1/4/94	Complete 6/17/94	Approved 2/29/96	1/15/93	6/17/94					
Missouri SIP (St. Louis CO Maintenance Plan)	6/13/97	Complete 7/9/97	1/26/99 - EPA granted direct final approval - effective 3/29/99	No sanction clock applicable to nonclassifiable nonattainment areas.						
Missouri SIP (St. Louis 1-Hour Ozone 15% Rate of Progress (RoP) Plan)				1/14/94	7/13/95					
	1/13/95	7/13/95 - All three submittals found complete.	3/18/96 - EPA proposed partial approval of all plan elements except I/M program. EPA proposed partial disapproval due to failure to implement enhanced I/M program.	Sanction clock will start if EPA publishes limited disapproval of 15% plan.						
	7/11/95									
	7/11/95									
	5/1/97	N/A (This action only addresses approvability)							Plan revised to clarify Reid vapor pressure (RVP) waiver demonstration.	
11/12/99	Complete 12/22/99	Approved 5/18/00							Plan revised to include Inspection/Maintenance (I/M) and reformulated gasoline (RFG) provisions.	
Missouri SIP (St. Louis 1-Hour Ozone Contingency Plan)	10/6/97	Complete 10/8/97	4/19/01 - EPA proposed approval Approved 6/26/01	4/11/96	10/8/97					Public hearing 7/24/97. MACC adopted Plan 8/28/97. MACC adopted Solvent Metal Cleaning rule 2/3/98. On 5/18/00, EPA approved Solvent Metal Cleaning rule as part of 15% ROP plan (includes Tier II and low sulfur gasoline).
Missouri SIP (St. Louis 1-Hour Ozone Attainment Demonstration Plan)				6/22/95	4/22/96					
	10/25/95	Complete 4/22/96	4/17/00 - EPA proposed approval 8/3/00 - EPA reopened public comment period until 8/14/00.							Plan revised to comply w/ new Ozone National Ambient Air Standards (NAAQS) and transport SIP call. MACC adopted Plan 11/8/99. On 1/19/00, DNR submitted supplemental model report. Additional modeling submitted 6/29/00. Supplemental model report presented at 8/31/00 MACC public hearing. MACC adopted Plan 9/21/00.
	11/2/00		4/3/01 - EPA proposed approval Approved 6/26/01 (Court vacated)							On 6/26/01, EPA withdrew 3/19/01 attainment determination and approved attainment date extension to 11/15/04 and mobile source emissions budgets. On 11/25/02, US 7 th Circuit Court of Appeals ruled against EPA as follows: 1) EPA has no authority to grant attainment date extension; 2) 6/26/01 rule extending St. Louis attainment date vacated; 3) directed EPA to promulgate final rule classifying St. Louis as serious Ozone nonattainment area.
	2/28/01									
12/13/02		1/30/03 - EPA proposed to approve revised mobile budgets Approved 5/12/03							MOBILE6 model released 1/29/02. Revised mobile budgets based on Mobile 6 model presented to MACC at public hearings 10/23/02 (St. Louis) and 10/24/02 (Kirkville). MACC adopted Plan 12/5/02.	
Missouri SIP (Redesignation Demonstration and Maintenance Plan for Missouri Portion of St. Louis 1-Hour Ozone Nonattainment Area)	12/5/02	12/19/02	1/30/03 - EPA proposed approval of redesignation demonstration and maintenance plan. Approved 5/12/03							Plan and redesignation request presented to MACC at public hearing 10/23/02 (St. Louis) and 10/24/02 (Kirkville). MACC adopted Plan 12/5/02.
Missouri SIP (New Source Review Plan)				1/15/93	6/17/94					
	4/6/94	Complete 6/17/94	Approved 2/29/96							

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Plan Commitment	Plan Submitted to EPA *	EPA's Plan Completion Finding *	EPA's Plan Approval Finding *	Sanction Clock Date **		Sanctions				Comments
						EPA Impose 2:1 Emissions Offset Ratio (18 mos after clock start)		EPA Withholds Highway Funds (24 mos after clock start)		
				Start	Stop	Start	Stop	Start	Stop	
Missouri SIP (Inspection/Maintenance (I/M) Plan)				1/15/93	9/1/94					
	9/1/94 (Temporary rule)	Complete 9/1/94 Contingent on Plan revision submittal of permanent rule	3/18/96 - EPA proposed disapproval of I/M Plan (lack of adequate resources to implement) Approved 5/18/00							Contract awarded 2/24/99 and testing begins 4/5/00. Over 5,141,390 vehicles tested since I/M program start. In 2003, General Assembly did not renew appropriations for additional I/M station in South County.
	7/11/95 (Permanent rule)			Sanction clock starts if EPA publishes final disapproval						
	12/9/02	12/30/02	5/12/03 - EPA approved I/M rule revisions - effective 5/12/03							MACC adopted proposal implementing on-board diagnostics (OBD) testing 4/25/02 (advisory-only). MACC adopted rule implementing OBD testing 8/29/02.
	10/2/03	12/1/03								MACC adopted revised Plan to incorporate rule and legislative changes 8/23/03.
										On 6/6/05, pass/fail OBD tests (1996 vehicles) started. On 7/22/05, 8/5/05, 8/19/05 and 9/1/05, DNR hosted St. Louis meetings (I/M Summit) to consider new I/M program designs beyond 2007 to meet 8-hr Ozone SIP obligation (presented current Ozone air quality data and federal requirements). DNR released white paper documenting discussed concepts and preferences. On 9/15/05, I/M workgroup met w/ Rep. St. Onge (Missouri House Transportation Chair) to discuss 2006 legislative session and make plans to establish workgroup to identify each agency's needs for statewide vehicle safety, St. Louis Ozone nonattainment area vehicle emission testing program and statewide vehicle registration program. From I/M Summit feedback, workgroup developed a legislative proposal that could be passed during 2006 General Assembly and implemented by 9/1/07 (end of contract w/ Environmental Systems Products Holdings Inc. (ESP) Missouri. On 10/11/05, I/M workgroup met w/ Rep. St. Onge and Rep. Lembke to discuss 2006 legislative session. Late October 2005, legislators started lawmaking development with DNR and MO Highway Patrol involvement. DNR hosted I/M technology open house/trade show on 12/3/05 to display for legislators and repair facilities the various types of technology and training available for vehicle emissions inspections and repairs. Two bills, SB583 and HB1532, were proposed during the 2006 legislative session. SB583 was passed and signed into law on June 30, 2006. SB583 is consistent with the I/M Summit white paper. SB583 requires the MACC to design and implement a decentralized (test-and-repair) I/M program on 9/1/07. 1996 and newer gasoline-powered vehicles and 1997 and newer diesel-powered vehicles will be tested with an OBD test at licensed emissions inspection stations. 1995 and older model year vehicles will be exempt from an emissions inspection requirement. The department has begun drafting a new I/M rule to replace the current centralized I/M rule. Once the new rule is adopted by the MACC, the department will submit an I/M SIP revision to the EPA. The department has also begun drafting a Request for Proposal to secure the management services of one or more companies to provide the hardware, software, and data management for the decentralized I/M program. Once a contract is signed, the contract will be included as an I/M SIP attachment. New program to become effective 9/4/07.

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Plan Commitment	Plan Submitted to EPA *	EPA's Plan Completion Finding *	EPA's Plan Approval Finding *	Sanction Clock Date **		Sanctions				Comments
						EPA Impose 2:1 Emissions Offset Ratio (18 mos after clock start)		EPA Withholds Highway Funds (24 mos after clock start)		
				Start	Stop	Start	Stop	Start	Stop	
Missouri SIP (NOx RACT Plan)				7/6/94	7/3/96	1/6/96	7/3/96			
	11/30/95 (Waiver)									Submitted waiver application for Clean Air Act (CAA) amendments Section 182(f) 11/30/95. EPA issues transport SIP call 10/10/97.
	4/26/96 (Draft Plan) 7/1/96 (Final Plan)	Complete 7/3/96								NOx RACT Plan identifying NOx RACT as the NOx limitations required for utility boilers under Title IV acid rain program being submitted. Public hearing for proposed Plan 5/30/96. MACC adopted proposed Plan 6/27/96.
	11/12/99	Complete 12/22/99	Approved 5/18/00							Incorporates new NOx RACT rule.
Missouri SIP (NOx Transport Plan)	8/1/05	12/2/05	6/5/06 - EPA proposed approval Approved 8/15/06							On 3/3/00, court ruled on NOx SIP call petitions and removed Missouri from NOx SIP call. EPA approved statewide NOx rule 12/28/00. Proposed NOx SIP call for Missouri released 2/23/02. On 4/21/04, EPA finalized Phase II NOx SIP call. Missouri to submit SIP meeting full NOx SIP call by 5/1/05. Utility Workgroup meetings 10/19/04 (non-electricity generating units (non-EGUs) and 10/25/04 (EGUs). On 12/8/04, EGU workgroup reached agreement in concept on proposed EGUs and non-EGU boilers rules. On 1/31/05, met w/ cement kiln industry and reached consensus on draft cement kiln rule. Public hearing for 3 new NOx rules 4/28/05. MACC adopted rules 5/26/05. Public hearing for NOx SIP call Emissions Budget Demonstration for Missouri 5/26/05. MACC adopted Budget Demonstration 6/30/05.
Missouri SIP (Kansas City 8-Hour Ozone Plan)										On 8/1/03, DNR submitted MACC adopted boundary recommendation to EPA. On 4/30/04, EPA designated Kansas City as Unclassifiable/ Attainment for 8-hr Ozone NAAQS. Action effective 6/15/04. On 9/10/04, Mid-America Regional Council (MARC) hosted community workshop to discuss alternative strategies to achieve compliance w/ new 8-hr Ozone NAAQS and long-term clean air. On 12/21/04, DNR submitted letter to EPA to certify monitoring data and to recommend Kansas City be redesignated as Attainment for 8-hr Ozone NAAQS. On 3/29/05, MARC approved Clean Air Action Plan (CAAP). On 5/3/05, EPA redesignated Kansas City as Attainment for 8-hr Ozone NAAQS. Final rule effective 6/2/05. On 7/12/05, MARC hosted meeting w/ EPA, Kansas Dept of Health and the Environment (KDHE) and DNR to initiate discussions on SIP tasks. On 1/10/06, Contingency Measures workgroup met to narrow down the list of contingency measures to pursue for implementation. On 5/31/06 Contingency Measures workgroup held a conference call to discuss the contingency control measures still being evaluated. Draft contingency control measures were presented to the MARC Air Quality Forum on 6/13/06. Forum members were given the opportunity to ask questions and make comments on the proposed control measures. Emissions inventories are being developed for the maintenance area. A meeting is scheduled 9/12/06 between major NOx sources, KDHE and MDNR to discuss potential contingency control measures for the new 8-hr Ozone SIP. SIP submittal deadline 6/15/07.

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Plan Commitment	Plan Submitted to EPA *	EPA's Plan Completion Finding *	EPA's Plan Approval Finding *	Sanction Clock Date **		Sanctions				Comments
						EPA Impose 2:1 Emissions Offset Ratio (18 mos after clock start)		EPA Withholds Highway Funds (24 mos after clock start)		
				Start	Stop	Start	Stop	Start	Stop	
Missouri SIP (Kansas City Maintenance Plan)										On 2/5/96, rec'd EPA formal notice of Ozone violation (based on EPA quality assured data) in Kansas City metro area which requires contingency measures. Contingency measures recommendations presented at 8/29/96 MACC meeting.
	3/16/98	Complete 5/21/98	1/26/99 - EPA granted approval (RFG incorporated by 2000) Approved 4/24/02							MACC adopted revised Plan 2/3/98. US Court of Appeals struck down EPA's rule for use of RFG in former nonattainment areas. On 8/22/00, Missouri governor committed to implement 7.0 RVP gasoline, a cold cleaning solvent regulation and a pressure vacuum relief valve requirement for gasoline dispensing. RVP rule and fuel waiver submitted to EPA on 5/21/01.
	12/12/02	Complete 12/30/02	9/16/03 - EPA proposed approval Approved 1/13/04							MOBILE6 model released 1/29/02. MACC adopted subsequent 10-yr plan 7/25/02. MACC adopted revised mobile budgets 12/5/02. On 6/5/03, EPA informed public that revised motor vehicle emission budgets are adequate for conformity purposes.
	9/6/05	Complete 3/22/06	6/26/06 - EPA granted direct final approval effective 8/25/06							Plan revision required when 1-hr Ozone NAAQS revoked 6/15/05. On 5/3/05, conference call w/ KDHE and MARC to discuss options for addressing 1-hr Ozone Maintenance Plan revocation. 2002 Maintenance Plan revised to include 8-hr Ozone NAAQS and 8-hr Ozone NAAQS contingency measure triggers. Public hearing for 2005 revised Plan 6/30/05. MACC adopted 2005 revised Plan 7/21/05.
Title V Operating Permit Plan (Although not a SIP, plan has similar requirements and impacts)				11/15/93	3/2/95					
	1/13/95	Complete 3/2/95	4/11/96 - EPA granted interim approval of operating permit program Approved 5/14/97							Operating Permit Program effective date 5/13/96. Full approval effective 6/13/97.
	5/6/03	Complete 5/22/03	9/17/03 - EPA granted direct final approval - effective 11/17/03							On 3/25/02, EPA issued Notice of Deficiency for the Operating Permit Program because some State requirements do not comply w/ CAA and 40 CFR 70 requirements. MACC adopted Plan revision and rule change 12/5/02.
	1/3/06	Complete 4/12/06	3/22/06 - EPA proposed approval Approved 7/11/06							Program working on Plan revision to streamline Basic and Intermediate Operating Permits to minimize workload for both industry and program staff while maintaining NAAQS. As result of stakeholder review, MACC approved rule variance while amended rule is being developed. Public hearing for rule amendment 3/31/05. MACC adopted rule amendment 4/28/05.
Missouri SIP (Update outdated local codes/ordinances)	3/12/97	Complete 4/24/97	4/22/98 - EPA granted direct final approval - effective 6/22/98	Sanction clock not applicable.						Required to comply w/ Title V Program.
	12/22/98	Complete 4/14/99	12/22/99 - EPA granted direct final approval - effective 2/22/00							Updated Kansas City local incinerator codes.
	5/22/00	Complete 6/15/00	10/26/00 - EPA granted direct final approval - effective 12/26/00							Revised to reflect new St. Louis City ordinance 64749.
	10/15/03	11/6/03	12/9/03 - EPA granted direct final approval - effective 2/9/04							Plan revised to reflect new St. Louis City ordinance 65645. Public hearing for Plan revision 7/24/03. MACC adopted Plan 8/28/03.

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Plan Commitment	Plan Submitted to EPA *	EPA's Plan Completion Finding *	EPA's Plan Approval Finding *	Sanction Clock Date **		Sanctions				Comments
						EPA Impose 2:1 Emissions Offset Ratio (18 mos after clock start)		EPA Withholds Highway Funds (24 mos after clock start)		
				Start	Stop	Start	Stop	Start	Stop	
111(d) Plan-Municipal Solid Waste Landfills	1/26/98		4/24/98 - EPA granted direct final approval - effective 6/23/98							Original Plan
	8/31/00	Complete 9/21/00	11/15/00 - EPA granted direct final approval - effective 1/16/01							Plan revised to reflect recent EPA Emission Guidelines revisions. Public hearing for Plan revision 6/29/00. MACC adopted Plan revision 7/27/00.
111(d) Plan-Hospital, Medical/Infectious Waste Incinerators	6/15/99		8/19/99 - EPA granted direct final approval - effective 10/19/99							Original Plan
	7/13/01		10/21/01 - EPA granted direct final approval - effective 12/11/01							Plan revised to assure consistency with federal definitions. Public hearing for Plan revision 2/6/01. MACC adopted Plan revision 3/29/01.
Missouri SIP (Small Business Stationary Source Technical and Environmental Compliance Assistance Program)	3/10/93	Complete 5/11/93	Approved 3/10/93							This program being implemented and operated by the environmental assistance office. Awaiting new administration appointments.
Missouri SIP (Glover Lead Plan - Doe Run/formerly ASARCO)	8/13/96	Complete 9/18/96	Approved 5/5/97	8/2/93	9/18/96	2/2/95	9/18/96	8/2/95	9/18/96	Air quality monitoring data continues to show Lead NAAQS attainment after controls installed. Amended consent decree filed Sept-99.
	7/31/00	Complete 9/5/00	12/5/01 - EPA proposed approval - Approved 4/16/02							Plan revised to change ownership via new consent decree. MACC adopted Plan revision 5/25/00.
	1/26/04		6/30/04 - EPA proposed approval effective 8/30/04 unless adverse comments received by 7/30/2004 Direct final rule withdrawn 8/24/04 due to adverse comment							On 12/1/03, Glover smelter ceased operations w/ plans to reopen in future. DNR advised Doe Run that certain emission compliance and maintenance plan reporting requirements could be discontinued until plant restart. DNR discontinued monitoring June 2004. DNR retains ability to restart monitoring w/ sufficient lead time should plant begin smelting.
			10/29/04 - EPA granted final approval - effective 11/29/04							On 10/29/04, EPA published final rule addressing adverse comment, redesignated area to attainment for Lead and approved Maintenance Plan. Doe Run utilizing unloading building to store and transport concentrate ores.
Missouri SIP (Doe Run Resource Recycling Division Lead Plan)				1/4/94	12/15/94					
	7/2/93 6/30/94 11/23/94	12/15/94 - All three submittals together found complete	8/4/95 - EPA approved all three submittals together							8 continuous quarters of Lead NAAQS attainment.
	5/12/00	Complete 8/2/00	10/18/00 - EPA granted direct final approval - effective 12/18/00							Facility now referred to as Doe Run Resource Recycling Division located near Bixby, MO.
	4/29/03	Complete 8/13/03	8/24/04 - EPA granted direct final approval - effective 10/25/04							Plan revised updating emission limits to reflect current operations. Public hearing for Plan revision and rule change 10/24/02. MACC adopted Plan 12/5/02.
										Plan to be revised to reflect new prevention of significant deterioration (PSD) permit production conditions. Rec'd Doe Run mining emissions characterization analysis to confirm NAAQS compliance. Awaiting review by Permits Section and Air Quality Analysis Section prior to proceeding w/ Plan revision. Visited site 6/13/05.

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Plan Commitment	Plan Submitted to EPA *	EPA's Plan Completion Finding *	EPA's Plan Approval Finding *	Sanction Clock Date **		Sanctions				Comments
						EPA Impose 2:1 Emissions Offset Ratio (18 mos after clock start)		EPA Withholds Highway Funds (24 mos after clock start)		
				Start	Stop	Start	Stop	Start	Stop	
Missouri SIP (Herculaneum Lead Plan - Doe Run)				1/4/94	12/15/94					
	6/3/91 7/2/93 6/30/94 11/23/94	Complete 7/9/91 Complete 9/30/93 Complete 2/23/94 Complete 12/15/94	Limited approval rec'd 3/6/1992 Full approval on all 4 submittals together on 5/5/95							Area failed to attain Lead NAAQS for 3 rd quarter of 1995. All contingency measures implemented and area still failed to attain Lead NAAQS.
	1/9/01	Complete 1/18/01	12/5/01 - EPA proposed approval Approved 4/16/02	7/28/99	1/18/01					On 12/7/00, MACC adopted Plan revision and Lead rule. Court signed Consent Judgement 1/5/01. DNR/EPA met w/ Doe Run to discuss NOV settlement proposal for Doe Run to install an additional set of permanent and enforceable Lead emission controls to avoid future violations and reduce air impacts. Doe Run-Herc has implemented 2 of the 6 proposed additional emission control projects. The DNR Broad Street monitor has recorded several recent violations (1Q 2005 - 1.88 ug/m3, 2Q 2005 - 1.46um/m3, 3Q 2005 - 1.60 ug/m3, 1Q 2006 - 1.67 ug/m3). Doe Run has been issued notices of violation for each of these quarters - NOV issued on 9/8/05 triggered the production cap contingency measure.
	2/6/06									Doe Run requested to amend SIP to allow facility to change baghouse bag vendors to increase bag life, and to reduce maintenance and energy costs. Public hearing on Consent Judgement modification 6/30/05. MACC adopted Consent Judgement modification 7/21/05.
										On 12/19/05, EPA issued a proposed SIP call for Doe Run-Herculaneum nonattainment area. On 1/12/06, DNR provided comments supporting EPA's proposed implementation plan deadline. On 4/14/06, EPA published final SIP call which established new SIP submittal deadline of 4/7/07. On 6/22/06, DNR hosted a public meeting to show SIP development plans and to receive public input. On 8/4/06, Doe Run's contractor (Shell Engineering) provided draft inputs for model study.
Missouri SIP (New Source Review (NSR) Reform)	2/25/05	Complete 8/30/05	On 4/14/06, EPA proposed approval of most revisions without taking action on some revisions due to court decision to remand portion of rules regarding exemption from recordkeeping back to EPA. Approved 6/27/06							On 12/31/02, EPA published final New Source Review (NSR) Reform rule. In 2003, New York and other states challenged rule objecting to actual-to-projected-actual emission test rather than potential-to-potential emissions test. On 6/24/05, US Appeals Court (DC Circuit) ruled to: (1) uphold past actual-to-projected future actual emissions use, a 10-yr lookback for selecting 2-yr baseline and plantwide applicability limits; (2) vacate Clean Unit applicability test and Pollution Control Project exemption; (3) remand recordkeeping provisions back to EPA for explanation or appropriate alternative. Draft rule 60-day public comment period ended 8/25/05. On 10/14/05, EPA published proposed rule to revise emissions test for existing electric generating units (EGUs) subject to regulations governing prevention of significant deterioration (PSD) and nonattainment major NSR. Phase II NSR reform draft rule 60-day comment period started 8/9/06, ends 10/8/06.

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Plan Commitment	Plan Submitted to EPA *	EPA's Plan Completion Finding *	EPA's Plan Approval Finding *	Sanction Clock Date **		Sanctions				Comments
						EPA Impose 2:1 Emissions Offset Ratio (18 mos after clock start)		EPA Withholds Highway Funds (24 mos after clock start)		
				Start	Stop	Start	Stop	Start	Stop	
Missouri SIP (Regional Haze Plan)										Final federal regional haze rule published 7/1/99. Final rule SIP submittal deadline May 2008. Tasks complete: previous yrs grant applications (EPA approved), RPB structure/budget, by-laws, articles of incorporation, individual workgroup plans, and workgroup chairs guidelines. Jim Kavanaugh representing DNR on Policy Oversight Group. On 11/15/04, Best Available Retrofit Technology (BART) survey sent to industries to determine affected BART sources. 20 sources identified as potential BART eligible (12 of the 20 are electric utilities exempt from BART under Clean Air Interstate Rule (CAIR). For individual workgroup progress, see Web site www.cenrap.org. See Attachment A for schedule timeline.
Missouri SIP (Clean Air Interstate Rule (CAIR) and Clean Air Mercury Rule (CAMR))										On 3/15/05, EPA issued the Clean Air Interstate Rule (CAIR) to reduce air pollution that moves across state boundaries, and issued the Clean Air Mercury Rule (CAMR) to permanently cap and reduce mercury emissions from coal-fired power plants. On 06/27/05, EPA Region 5 & 7 states workgroup met to discuss rule implementation issues and model rule. On 8/17/05, workgroup mtg to discuss process of developing responses from Missouri. On 8/24/05, EPA proposed Federal Implementation Plan (FIP) to Reduce Interstate Transport of Fine Particulate Matter and Ozone, and a FIP for CAIR for May 2006 implementing a federal regional trading program identical to CAIR's SO2/NOx program allowing SIP development w/ FIP revocation or partial SIP implementation w/ the FIP remaining in place. On 10/21/05, EPA announced it will reconsider certain aspects of CAIR and CAMR regarding delisting and cap-and-trade. On 12/5-6-05, EPA Region 7 hosted workshop for entities to meet w/ EPA's Clean Air Markets Division. For workgroup progress, see Web site www.dnr.mo.gov/env/apcp/cair_camr/cair_camr.htm On 2/10/06, workgroup met and discussed draft rules. On 6/16/06, work group met and discussed draft rules. On 6/28/06, draft CAIR/CAMR rules were put on public notice for RIR comment period. Comments and responses are being posted on APCP website. On 8/28/06 comment period ended. All comments received have been posted. Anticipate filing on 10/2/06. CAIR SIP submittal deadline Sep' 06. CAMR SIP submittal deadline Nov' 06.

**State Air Quality Plans Status Report
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Plan Commitment	Plan Submitted to EPA *	EPA's Plan Completion Finding *	EPA's Plan Approval Finding *	Sanction Clock Date **		Sanctions				Comments
						EPA Impose 2:1 Emissions Offset Ratio (18 mos after clock start)		EPA Withholds Highway Funds (24 mos after clock start)		
				Start	Stop	Start	Stop	Start	Stop	
Missouri SIP (Revised NAAQS Plan)										<u>Ozone</u> Continuing to monitor 8-hr Ozone NAAQS. On 6/2/03, EPA published proposed 8-hr Ozone NAAQS rule. On 4/30/04, EPA published area designations and classifications for 8-hr Ozone NAAQS (Kansas City as Unclassifiable/Attainment and St. Louis as Moderate). On 9/27/04, DNR submitted latest CAA Section 110 Plan commitment letter to EPA. On 12/21/04, DNR submitted letter to EPA to certify monitoring data and to recommend Kansas City redesignation as Attainment for 8-hr Ozone NAAQS. On 5/3/05, EPA redesignated Kansas City as Attainment for 8-hr Ozone NAAQS. Final rule effective 6/2/05. On 11/29/05, EPA issued final phase II 8-hour ozone rule.
										<u>PM2.5</u> Continuing to monitor PM2.5. On 9/27/04, DNR submitted latest CAA Section 110 Plan commitment letter to EPA. On 1/5/05, EPA published area designations/classifications for Fine Particle NAAQS (St. Louis as Unclassifiable/Attainment). On 9/8/05, EPA proposed PM2.5 implementation rule. Proposal describes implementation framework and SIP requirements to attain NAAQS. SIP submittal deadline set for April 2008 and attainment deadline set for 2010. Since EPA proposed several alternative approaches, program will comment to make State's preferences known. On 11/1/05, EPA published proposed PM2.5 NAAQS rule. On 12/20/05, EPA proposed new particulate matter standards.
										<u>PM10</u> Area designation recommendation letter due to EPA by 7/17/98. Area designation recommendations submitted 8/12/98. On 2/27/01, US Supreme Court upheld revised NAAQS. On 3/26/02, US Appeals Court (DC Circuit) upheld revised NAAQS. On 9/27/04, DNR submitted latest CAA Section 110 Plan commitment letter to EPA. On 12/20/05, EPA proposed new particulate matter standards.

Note: Shaded and bold face type areas indicate changes and/or additions from previous report.

* Failure to meet any of these dates or Plan requirements, starts the 18 month sanction clock.

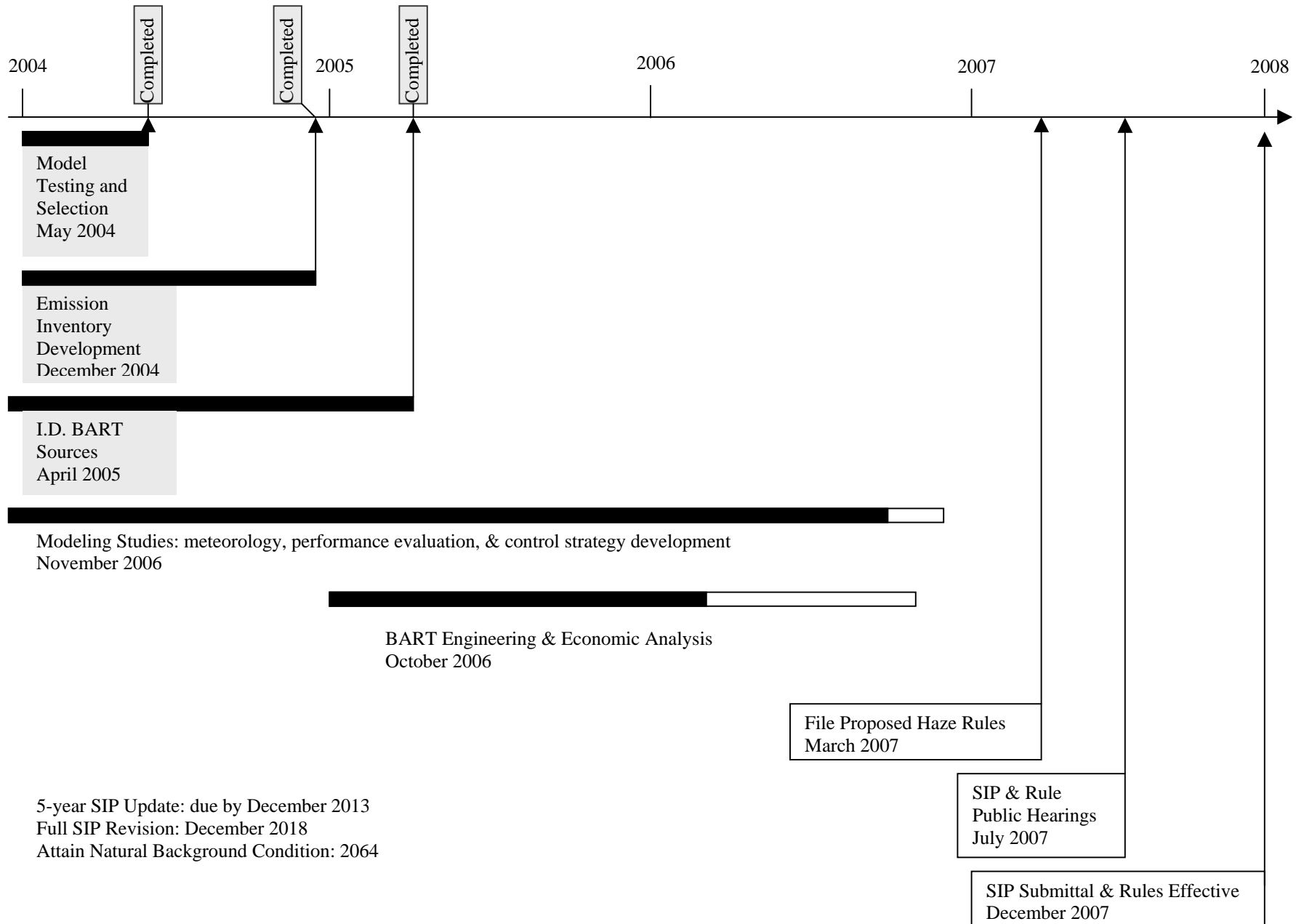
If requirement is not met within 18 months, the 2:1 emissions offset ratio sanction is imposed.

If requirement is still not met within 24 months, the sanction that withholds highway funds is imposed.

** Sanction clock starts with: 1) EPA letter to Governor for failure to submit or finding of incompleteness; or 2) EPA Federal Register final notice of Plan disapproval or nonimplementation.

Sanction clock stops with EPA letter to department director of finding of completeness.

Attachment A
State Air Quality Status Report
Regional Haze SIP Timeline



PUBLIC HEARING ON
PROPOSED REVISION TO
THE MISSOURI STATE IMPLEMENTATION PLAN –
ST. LOUIS 8-HOUR OZONE NONATTAINMENT AREA
REASONABLY AVAILABLE CONTROL TECHNOLOGY (RACT)
DEMONSTRATION

The Missouri Department of Natural Resources' Air Pollution Control Program is proposing to amend the Missouri State Implementation Plan (SIP). This proposed change to the SIP will include the demonstration that Reasonably Available Control Technology (RACT) is in place for all major sources of ozone precursors in the Missouri portion of the St. Louis nonattainment area as obligated under phase II of the 8-Hour Ozone Implementation Rule. This demonstration provides a list of EPA published control techniques guidelines and the associated nonattainment area regulations implementing these guidelines. The demonstration also relies on generic RACT rules for major Volatile Organic Compound sources and Nitrogen Oxide sources.

The document has not been reprinted in the briefing document due to its volume. The entire document is available for review at the Missouri Department of Natural Resources, Air Pollution Control Program, 1659 East Elm Street, PO Box 176, Jefferson City, MO 65102-0176. It is also available online at <http://www.dnr.mo.gov/env/apcp/SIPWORKGRP/SipGrpmain.htm#ract>

If the commission adopts this plan action, it will be the department's intention to submit this plan to the U.S. Environmental Protection Agency for inclusion in the Missouri State Implementation Plan.

COMMENTS AND RESPONSES ON
PROPOSED REVISIONS TO THE
MISSOURI STATE IMPLEMENTATION PLAN –
GROSSMAN IRON AND STEEL PERMIT
AND
RECOMMENDATION FOR ADOPTION

On August 31, 2006, the Missouri Air Conservation Commission held a public hearing concerning the inclusion of the revised Grossman Iron and Steel source registration permit to the Missouri State Implementation Plan. No written or verbal comments were received concerning the proposed revision to the state implementation plan during the public comment period.

The Missouri Department of Natural Resources' Air Pollution Control Program recommends the commission adopt the plan action as proposed. If the commission adopts this plan action, it will be the department's intention to submit this plan action to the U.S. Environmental Protection Agency (EPA) for inclusion in the Missouri State Implementation Plan.

SUMMARY OF COMMENTS: No written or verbal comments were received concerning this proposed State Implementation Plan revision.

Inspections by Station from Aug 1 through Aug 31, 2006

Station #	Station Name	Lanes	Vehicles Inspected	Per Lane Per Day	Average Wait Time*
1	West St. Charles County	3	4415	54.51	5.83
2	East St. Charles County	3	6890	85.06	7.58
3	North County - Florissant	4	8422	77.98	7.65
4	West County - Chesterfield	2	3178	58.85	2.89
5	Mid County - Olivette	5	8622	63.87	6.66
6	North City - West Florissant	3	3217	39.72	2.80
7	West County - Manchester	4	6686	61.91	6.89
8	South City - South Kingshighway	5	9660	71.56	3.67
9	North Jefferson - Arnold	4	9376	86.81	4.35
10	South Jefferson - Herculaneum	2	3786	70.11	2.27
11	North Franklin - Union	4	1886	17.46	
12	South Franklin - St. Clair	2	813	15.06	
15	Mobile Van -	1	425	15.74	
16	Mobile Van -	1	792	29.33	
Total for Month			68,168		5.06
Overall Fail Rate for Month			8%		
Passed on 1st retest for Month			55%		
Total Waivers Issued for Month			135		
RSD			8,998		
Hybrid			5,044		
Total RapidScreen for Month			14,042		
Grand Total for Month			82,210		

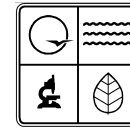
*Calculated from the time ticket is taken until position in front of station lane door



GATEWAY CLEAN AIR PROGRAM WEEKLY UPDATE

As of August 5th, 2006

*The goal of the Gateway Clean Air Program is to improve
St. Louis air quality.*



**Missouri
Department
of Natural
Resources**

	Week of July 31-Aug 5, 2006	Since April 5, 2000
Number of passing tests and retests in the enhanced area:	10,551	3,215,201
Number of waivers (enhanced area):	33	34,379
Number of passing tests and retests in Franklin County:	623	290,418
Number of waivers (Franklin Co.):	1	1,569
RapidScreen notices redeemed:	3,257	958,063
Total number of vehicles (passing, waived or RapidScreened) through system:	14,465	4,499,630
RapidScreen notices mailed (through September 2006 registrants):	n/a	1,316,370
Failure rate (weekly listing represents initial fail only - does not include retest fails); historical AVG represents overall failures through 12/31/05:	8.76%	11.74%
Number of vehicles passing initial retest (network wide); historical AVG represents info through 12/31/05:	1,094 (54%)	200,265 (65%)

Average wait times (enhanced testing area):	5.55 Min. (overall average)	5.04 Min. (75-day average)
West St. Charles County	7.67 Min.	3.00 Min.
East St. Charles County	7.13 Min.	3.18 Min.
North County – Florissant	7.93 Min.	7.85 Min.
West County – Chesterfield	2.60 Min.	1.27 Min.
Mid County – Olivette	6.16 Min.	5.56 Min.
North City – West Florissant	3.76 Min.	2.29 Min.
West County – Manchester	7.66 Min.	1.81 Min.
South City – South Kingshighway	4.27 Min.	4.24 Min.
North Jefferson County – Arnold	2.62 Min.	4.76 Min.
South Jefferson Co. – Herculaneum	2.39 Min.	2.44 Min.

Average Wait Times at the Enhanced Stations Since Program Start (in minutes): 7.76 Min. Overall AVG.

	Jan.	Feb.	Mar.	Apr.	May	Jun.	Jul.	Aug.	Sep.	Oct.	Nov.	Dec.
2006	5	7	5	5	5	6	6	5				
2005	5	7	5	4	5	6	7	6	6	5	4	4
2004	7	9	6	5	5	6	7	6	5	5	5	4
2003	5	7	7	8	10	10	11	12	9	7	7	6
2002	10	21	17	12	11	13	14	12	12	8	6	5
2001	9	14	13	10	11	14	14	13	14	10	9	7
2000	N/A	N/A	N/A	11	20	24	12	5	9	7	6	5

Miscellaneous:

Damage claims

This week damage claims were filed for 0.06% of vehicles tested. Since program start, damage claims have been filed for approximately 0.08% of all vehicles tested.

For more info: please contact the Missouri Department of Natural Resources at (314) 416-2115.

Gateway Clean Air Program Information line - Toll Free: 1-888-748-1AIR (1247)

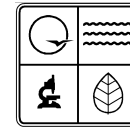
Web site: www.gatewaycleanair.com



GATEWAY CLEAN AIR PROGRAM WEEKLY UPDATE

As of August 12th, 2006

*The goal of the Gateway Clean Air Program is to improve
St. Louis air quality.*



**Missouri
Department
of Natural
Resources**

	Week of Aug 7-12, 2006	Since April 5, 2000
Number of passing tests and retests in the enhanced area:	11,460	3,226,661
Number of waivers (enhanced area):	24	34,403
Number of passing tests and retests in Franklin County:	707	291,125
Number of waivers (Franklin Co.):	1	1,570
RapidScreen notices redeemed:	4,048	962,111
Total number of vehicles (passing, waived or RapidScreened) through system:	16,240	4,515,600
RapidScreen notices mailed (through September 2006 registrants):	n/a	1,316,370
Failure rate (weekly listing represents initial fail only - does not include retest fails); historical AVG represents overall failures through 12/31/05:	7.51%	11.74%
Number of vehicles passing initial retest (network wide); historical AVG represents info through 12/31/05:	897 (54%)	200,265 (65%)

Average wait times (enhanced testing area):	5.06Min. (overall average)	5.07 Min. (75-day average)
West St. Charles County	4.50 Min.	3.89 Min.
East St. Charles County	8.82 Min.	2.83 Min.
North County – Florissant	5.33 Min.	6.60 Min.
West County – Chesterfield	2.92 Min.	2.35 Min.
Mid County – Olivette	5.61 Min.	6.31 Min.
North City – West Florissant	2.99 Min.	2.20 Min.
West County – Manchester	7.14 Min.	3.86 Min.
South City – South Kingshighway	4.22 Min.	5.39 Min.
North Jefferson County – Arnold	3.71 Min.	4.91 Min.
South Jefferson Co. – Herculaneum	1.94 Min.	4.00 Min.

Average Wait Times at the Enhanced Stations Since Program Start (in minutes): 7.76 Min. Overall AVG.

	Jan.	Feb.	Mar.	Apr.	May	Jun.	Jul.	Aug.	Sep.	Oct.	Nov.	Dec.
2006	5	7	5	5	5	6	6	5				
2005	5	7	5	4	5	6	7	6	6	5	4	4
2004	7	9	6	5	5	6	7	6	5	5	5	4
2003	5	7	7	8	10	10	11	12	9	7	7	6
2002	10	21	17	12	11	13	14	12	12	8	6	5
2001	9	14	13	10	11	14	14	13	14	10	9	7
2000	N/A	N/A	N/A	11	20	24	12	5	9	7	6	5

Miscellaneous:

Damage claims

This week damage claims were filed for 0.06% of vehicles tested. Since program start, damage claims have been filed for approximately 0.08% of all vehicles tested.

For more info: please contact the Missouri Department of Natural Resources at (314) 416-2115.

Gateway Clean Air Program Information line - Toll Free: 1-888-748-1AIR (1247)

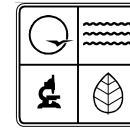
Web site: www.gatewaycleanair.com



GATEWAY CLEAN AIR PROGRAM WEEKLY UPDATE

As of August 14th, 2006

*The goal of the Gateway Clean Air Program is to improve
St. Louis air quality.*



**Missouri
Department
of Natural
Resources**

	Week of Aug 14-19 2006	Since April 5, 2000
Number of passing tests and retests in the enhanced area:	11,917	3,238,578
Number of waivers (enhanced area):	20	34,423
Number of passing tests and retests in Franklin County:	791	291,916
Number of waivers (Franklin Co.):	0	1,570
RapidScreen notices redeemed:	2,839	964,950
Total number of vehicles (passing, waived or RapidScreened) through system:	15,567	4,531,167
RapidScreen notices mailed (through September 2006 registrants):	n/a	1,316,370
Failure rate (weekly listing represents initial fail only - does not include retest fails); historical AVG represents overall failures through 12/31/05:	7.75%	11.74%
Number of vehicles passing initial retest (network wide); historical AVG represents info through 12/31/05:	962 (56%)	201,227(65%)

Average wait times (enhanced testing area):	5.96Min. (overall average)	5.14 Min. (75-day average)
West St. Charles County	5.20 Min.	4.44 Min.
East St. Charles County	7.01 Min.	6.75 Min.
North County – Florissant	8.24 Min.	8.72 Min.
West County – Chesterfield	2.66 Min.	3.60 Min.
Mid County – Olivette	7.29 Min.	4.83 Min.
North City – West Florissant	3.19 Min.	2.54 Min.
West County – Manchester	8.89 Min.	4.76 Min.
South City – South Kingshighway	4.01 Min.	6.0 Min.
North Jefferson County – Arnold	5.47 Min.	5.15 Min.
South Jefferson Co. – Herculaneum	2.63 Min.	2.94 Min.

Average Wait Times at the Enhanced Stations Since Program Start (in minutes): 7.76 Min. Overall AVG.

	Jan.	Feb.	Mar.	Apr.	May	Jun.	Jul.	Aug.	Sep.	Oct.	Nov.	Dec.
2006	5	7	5	5	5	6	6	5				
2005	5	7	5	4	5	6	7	6	6	5	4	4
2004	7	9	6	5	5	6	7	6	5	5	5	4
2003	5	7	7	8	10	10	11	12	9	7	7	6
2002	10	21	17	12	11	13	14	12	12	8	6	5
2001	9	14	13	10	11	14	14	13	14	10	9	7
2000	N/A	N/A	N/A	11	20	24	12	5	9	7	6	5

Miscellaneous:

Damage claims

This week damage claims were filed for 0.03% of vehicles tested. Since program start, damage claims have been filed for approximately 0.08% of all vehicles tested.

For more info: please contact the Missouri Department of Natural Resources at (314) 416-2115.

Gateway Clean Air Program Information line - Toll Free: 1-888-748-1AIR (1247)

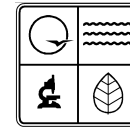
Web site: www.gatewaycleanair.com



GATEWAY CLEAN AIR PROGRAM WEEKLY UPDATE

As of August 26th, 2006

*The goal of the Gateway Clean Air Program is to improve
St. Louis air quality.*



**Missouri
Department
of Natural
Resources**

	Week of August 21 - 26, 2006	Since April 5, 2000
Number of passing tests and retests in the enhanced area:	12,178	3,250,756
Number of waivers (enhanced area):	29	34,452
Number of passing tests and retests in Franklin County:	832	292,748
Number of waivers (Franklin Co.):	2	1,572
RapidScreen notices redeemed:	2,494	967,444
Total number of vehicles (passing, waived or RapidScreened) through system:	15,535	4,546,972
RapidScreen notices mailed (through October 2006 registrants):	13,789	1,330,159
Failure rate (weekly listing represents initial fail only - does not include retest fails); historical AVG represents overall failures through 12/31/05:	7.71%	11.74%
Number of vehicles passing initial retest (network wide); historical AVG represents info through 12/31/05:	1,007 (56%)	202,234 (65%)

Average wait times (enhanced testing area):	5.88 Min. (overall average)	5.14 Min. (75-day average)
West St. Charles County	6.42 Min.	5.13 Min.
East St. Charles County	7.51 Min.	8.10 Min.
North County – Florissant	9.28 Min.	10.17 Min.
West County – Chesterfield	2.48 Min.	2.47 Min.
Mid County – Olivette	7.76 Min.	5.31 Min.
North City – West Florissant	2.36 Min.	3.79 Min.
West County – Manchester	5.42 Min.	3.85 Min.
South City – South Kingshighway	3.45 Min.	7.21 Min.
North Jefferson County – Arnold	6.05 Min.	3.69 Min.
South Jefferson Co. – Herculaneum	2.68 Min.	2.36 Min.

Average Wait Times at the Enhanced Stations Since Program Start (in minutes): 7.76 Min. Overall AVG.

	Jan.	Feb.	Mar.	Apr.	May	Jun.	Jul.	Aug.	Sep.	Oct.	Nov.	Dec.
2006	5	7	5	5	5	6	6	5				
2005	5	7	5	4	5	6	7	6	6	5	4	4
2004	7	9	6	5	5	6	7	6	5	5	5	4
2003	5	7	7	8	10	10	11	12	9	7	7	6
2002	10	21	17	12	11	13	14	12	12	8	6	5
2001	9	14	13	10	11	14	14	13	14	10	9	7
2000	N/A	N/A	N/A	11	20	24	12	5	9	7	6	5

Miscellaneous:

Damage claims

This week damage claims were filed for 0.06% of vehicles tested. Since program start, damage claims have been filed for approximately 0.08% of all vehicles tested.

For more info: please contact the Missouri Department of Natural Resources at (314) 416-2115.

Gateway Clean Air Program Information line - Toll Free: 1-888-748-1AIR (1247)

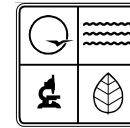
Web site: www.gatewaycleanair.com



GATEWAY CLEAN AIR PROGRAM WEEKLY UPDATE

As of September 2, 2006

*The goal of the Gateway Clean Air Program is to improve
St. Louis air quality.*



**Missouri
Department
of Natural
Resources**

	Week of Aug. 28-Sept. 2, 2006	Since April 5, 2000
Number of passing tests and retests in the enhanced area:	12,231	3,262,987
Number of waivers (enhanced area):	39	34,491
Number of passing tests and retests in Franklin County:	894	293,642
Number of waivers (Franklin Co.):	2	1,574
RapidScreen notices redeemed:	2,330	969,774
Total number of vehicles (passing, waived or RapidScreened) through system:	15,496	4,562,507
RapidScreen notices mailed (through October 2006 registrants):	n/a	1,330,159
Failure rate (weekly listing represents initial fail only - does not include retest fails); historical AVG represents overall failures through 12/31/05:	9.36%	11.74%
Number of vehicles passing initial retest (network wide); historical AVG represents info through 12/31/05:	1,273 (55%)	203,507(65%)

Average wait times (enhanced testing area):	5.40 Min. (overall average)	5.14 Min. (75-day average)
West St. Charles County	7.45 Min.	5.25 Min.
East St. Charles County	7.91 Min.	7.1 Min.
North County – Florissant	8.52 Min.	7.92 Min.
West County – Chesterfield	3.65 Min.	2.17 Min.
Mid County – Olivette	6.80 Min.	5.95 Min.
North City – West Florissant	2.78 Min.	2.29 Min.
West County – Manchester	5.90 Min.	4.24 Min.
South City – South Kingshighway	3.04 Min.	5.49 Min.
North Jefferson County – Arnold	3.02 Min.	6.42 Min.
South Jefferson Co. – Herculaneum	2.03 Min.	3.18 Min.

Average Wait Times at the Enhanced Stations Since Program Start (in minutes): 7.76 Min. Overall AVG.

	Jan.	Feb.	Mar.	Apr.	May	Jun.	Jul.	Aug.	Sep.	Oct.	Nov.	Dec.
2006	5	7	5	5	5	6	6	5	4			
2005	5	7	5	4	5	6	7	6	6	5	4	4
2004	7	9	6	5	5	6	7	6	5	5	5	4
2003	5	7	7	8	10	10	11	12	9	7	7	6
2002	10	21	17	12	11	13	14	12	12	8	6	5
2001	9	14	13	10	11	14	14	13	14	10	9	7
2000	N/A	N/A	N/A	11	20	24	12	5	9	7	6	5

Miscellaneous:

Damage claims

This week damage claims were filed for 0.05% of vehicles tested. Since program start, damage claims have been filed for approximately 0.08% of all vehicles tested.

For more info: please contact the Missouri Department of Natural Resources at (314) 416-2115.

Gateway Clean Air Program Information line - Toll Free: 1-888-748-1AIR (1247)

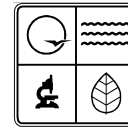
Web site: www.gatewaycleanair.com



GATEWAY CLEAN AIR PROGRAM WEEKLY UPDATE

As of September 9, 2006

*The goal of the Gateway Clean Air Program is to improve
St. Louis air quality.*



**Missouri
Department
of Natural
Resources**

	Week of Sept. 4 - 9, 2006	Since April 5, 2000
Number of passing tests and retests in the enhanced area:	9,178	3,272,165
Number of waivers (enhanced area):	20	34,511
Number of passing tests and retests in Franklin County:	667	294,309
Number of waivers (Franklin Co.):	0	1,574
RapidScreen notices redeemed:	3,289	973,063
Total number of vehicles (passing, waived or RapidScreened) through system:	13,154	4,575,622
RapidScreen notices mailed (through October 2006 registrants):	n/a	1,330,159
Failure rate (weekly listing represents initial fail only - does not include retest fails); historical AVG represents overall failures through 12/31/05:	7.70%	11.74%
Number of vehicles passing initial retest (network wide); historical AVG represents info through 12/31/05:	857 (57%)	204,364 (65%)

Average wait times (enhanced testing area):	4.88 Min. (overall average)	5.15 Min. (75-day average)
West St. Charles County	7.78 Min.	3.83 Min.
East St. Charles County	6.43 Min.	10.79 Min.
North County – Florissant	6.32 Min.	10.15 Min.
West County – Chesterfield	3.37 Min.	2.2 Min.
Mid County – Olivette	6.31 Min.	9.76 Min.
North City – West Florissant	2.29 Min.	2.47 Min.
West County – Manchester	4.69 Min.	4.25 Min.
South City – South Kingshighway	3.20 Min.	3.15 Min.
North Jefferson County – Arnold	4.23 Min.	4.41 Min.
South Jefferson Co. – Herculaneum	1.97 Min.	2.27 Min.

Average Wait Times at the Enhanced Stations Since Program Start (in minutes): 7.76 Min. Overall AVG.

	Jan.	Feb.	Mar.	Apr.	May	Jun.	Jul.	Aug.	Sep.	Oct.	Nov.	Dec.
2006	5	7	5	5	5	6	6	5	5			
2005	5	7	5	4	5	6	7	6	6	5	4	4
2004	7	9	6	5	5	6	7	6	5	5	5	4
2003	5	7	7	8	10	10	11	12	9	7	7	6
2002	10	21	17	12	11	13	14	12	12	8	6	5
2001	9	14	13	10	11	14	14	13	14	10	9	7
2000	N/A	N/A	N/A	11	20	24	12	5	9	7	6	5

Miscellaneous:

Damage claims

This week damage claims were filed for 0.04% of vehicles tested. Since program start, damage claims have been filed for approximately 0.08% of all vehicles tested.

For more info: please contact the Missouri Department of Natural Resources at (314) 416-2115.

Gateway Clean Air Program Information line - Toll Free: 1-888-748-1AIR (1247)

Web site: www.gatewaycleanair.com

MEMORANDUM

DATE:

TO: Missouri Air Conservation Commission

THROUGH: Daniel R. Schuette, Director
Division of Environmental Quality

FROM: James L. Kavanaugh, Director
Air Pollution Control Program

SUBJECT: Attorney General's Office Referral Request – Craig Industries, Inc.

Craig Industries, Inc. (dba: Redneck Charcoal) is a charcoal production facility located in Summersville, Missouri (Shannon County). On July 6, 2005, Permit #072005-018 was issued to Craig Industries, Inc. by the Missouri Department of Natural Resources' Air Pollution Control Program (APCP) for the installation of 40 charcoal kilns and 10 thermal oxidizers. This permit specifically states that existing operational kilns at this site must not operate beyond December 31, 2005, without emission control devices as required by Missouri State Rule 10 CSR 10-6.330, Restriction of Emissions from Batch-Type Charcoal Kilns. This rule became effective on July 30, 1998, and required all kilns to be controlled or taken out of operation by December 31, 2005, a period of seven and one half years.

On November 15, 2005, Craig Industries, Inc. submitted a variance request to the department requesting a 273-day extension to the deadline specified in 10 CSR 10-6.330. On December 22, 2005, Mr. Doyle Childers, Department Director, replied that he did not have the power to grant a variance, but is charged with making a recommendation to the Missouri Air Conservation Commission. Mr. Childers further informed Craig Industries, Inc. that he would recommend against the issuance of a variance.

On January 9, 2006, the department's Southeast Regional Office conducted an inspection of Craig Industries, Inc. and discovered they were operating 15 charcoal kilns without air pollution control devices. Six of these kilns were fired after January 1, 2006, and two other kilns were being loaded for firing at the time of the inspection. On January 13, 2006, Craig Industries, Inc. was issued a Notice of Violation for failure to comply with Missouri State Rules 10 CSR 10-6.330, 10 CSR 10-6.065, Operating Permits, and 10 CSR 10-6.060, Construction Permits Required.

On January 13, 2006, the department issued a Cease and Desist Order to Craig Industries, Inc. requiring them to cease the operation of all charcoal kilns in violation of 10 CSR 10-6.330, Operating Permit #OP2004-039 and Construction Permit #072005-018.

Mr. Steven Feeler of the APCP contacted Mr. Gary Weaver of Craig Industries, Inc. on January 13, 2006, and informed him that the Cease and Desist Order would be hand delivered to him that day. Mr. Feeler recommended Mr. Weaver shutdown all uncontrolled kilns immediately.

On January 16, 2006, Ms. Christina Kime, attorney for Craig Industries, Inc., sent a letter to the department requesting that the Cease and Desist Order be rescinded. The department declined to rescind the order.

On January 17, 2006, inspectors from the Southeast Regional Office observed the continued operation of uncontrolled kilns at Craig Industries, Inc.

On January 20, 2006, the APCP received a letter from Craig Industries, Inc. indicating that no uncontrolled kilns were currently operating at the Summersville facility.

On February 2, 2006 the Missouri Air Conservation Commission denied the request from Craig Industries, Inc. for a variance from 10 CSR 10-6.330.

On March 3, 2006, the APCP sent a letter to Mr. James Rhodes, President of Craig Industries, Inc., offering to settle their unresolved violations for a penalty of \$170,000. The letter gave Craig Industries, Inc. a deadline of March 27, 2006, to respond.

On March 17, 2006, Ms. Kime responded to the APCP and a meeting was scheduled for April 18, 2006. On April 18, 2006, Mr. Feeler met with Ms. Kime and Mr. Rhodes in Piedmont, Missouri. During this meeting, Mr. Rhodes indicated Craig Industries, Inc. did not have the financial means to pay a penalty of \$170,000. Mr. Feeler asked Mr. Rhodes to submit evidence of their inability to pay.

On May 26, 2006, Mr. Feeler called Ms. Kime and informed her that the APCP had received no information from Craig Industries, Inc. Ms. Kime indicated she would inquire as to the status of the information submittal.

On June 14, 2006, Mr. Feeler again contacted Ms. Kime and informed her that the APCP still had not received any information from Craig Industries, Inc. Ms. Kime was asked to tell her client that the information submittal deadline was June 28, 2006.

As of the date of this memo, the APCP has received no information from Craig Industries, Inc. Accordingly, the APCP is requesting authorization from the Missouri Air Conservation Commission to refer this matter to the Attorney General's Office for the purpose of instituting a civil action in a court of competent jurisdiction on behalf of the Missouri Air Conservation Commission and the department.

JLK:sfd

c: Amy Baker, Southeast Regional Office

MEMORANDUM

DATE:

TO: Missouri Air Conservation Commission

THROUGH: Daniel R. Schuette, Director
Division of Environmental Quality

FROM: James L. Kavanaugh, Director
Air Pollution Control Program

SUBJECT: Attorney General's Office Referral Request – Dial Cleaners

On December 1, 2005, staff from the St. Louis County Department of Health conducted an air pollution control compliance inspection of the Dial Cleaners facility located at 117 Concord Plaza, St. Louis, St. Louis County, Missouri. During the inspection it was revealed the facility failed to monitor the temperature of the condenser outlet, failed to maintain a maintenance and repair log, and failed to keep a log, or receipts, of perchloroethylene purchases. These are all violations of Missouri State Air Regulation 10 CSR 10-6.075 “Maximum Achievable Control Technology Regulations,” which adopts by reference 40 CFR 63 Subpart M. On December 20, 2005, the St. Louis County Department of Health issued Notice of Violation #679 to Dial Cleaners for these violations.

On March 13, 2006, the Missouri Department of Natural Resources’ Air Pollution Control Program (APCP) sent a settlement offer to Mr. Stan Pogwist, owner of Dial Cleaners. The APCP offered to settle the violations for a penalty of \$4,000. In addition a compliance plan was required from Dial Cleaners.

Dial Cleaners failed to respond to the March 13, 2006, settlement offer, so on April 19, 2006, the APCP sent a second settlement offer.

Dial Cleaners failed to respond to the second settlement offer, so on May 5, 2006, APCP staff attempted to contact Mr. Pogwist of Dial Cleaners. Staff spoke with a woman who identified herself as Kim. She indicated Mr. Pogwist was not in. Staff explained the reason for the call and indicated Mr. Pogwist needed to contact the APCP or the case may be referred to the Attorney General’s Office for legal action. Kim indicated she would give the message to Mr. Pogwist.

On May 18, 2006, APCP staff contacted Mr. Pogwist. Mr. Pogwist indicated he had not read our letters, though he acknowledged receiving them. Staff explained what we are requiring and that the violations need to be resolved soon or the case may be referred to the Attorney General's Office. Mr. Pogwist indicated he would read the letters and call back tomorrow.

On May 25, 2006, APCP staff left a message for Mr. Pogwist to contact us.

On June 1, 2006, APCP staff contacted Mr. Pogwist and reminded him of the Notice of Violation. Mr. Pogwist indicated he would call back in five minutes. Mr. Pogwist did not call back.

On June 7, 2006, APCP sent a letter to Mr. Pogwist offering him one last chance to settle the case. He was to respond by June 19, 2006. Mr. Pogwist failed to respond.

In light of the failure to resolve the violation with conference, conciliation and persuasion, the APCP is requesting authority to refer the case to the Attorney General's Office for appropriate legal action. I recommend approval of this action.

JLK:rsd

c: Ms. Kathrina Donegan, St. Louis County Department of Health
Source file FIPS #189, Plant #1528

MEMORANDUM

DATE:

TO: Missouri Air Conservation Commission

THROUGH: Daniel R. Schuette, Director
Division of Environmental Quality

FROM: James L. Kavanaugh, Director
Air Pollution Control Program

SUBJECT: Attorney General's Office Referral Request – Mr. Jimmy Brown

On March 15 and 18, 2005, personnel from the Missouri Department of Natural Resources' Southeast Regional Office (SERO) responded to a complaint of illegal dumping and open burning at property owned/controlled by Mr. Jimmy Brown located at 443 State Route U, Oran, Scott County, Missouri. The complainant indicated Mr. Brown dumps trash from his trash route onto his property, and then open burns it. The complaint investigation revealed Mr. Brown was responsible for illegal dumping and open burning at the property. Open burning of regulated waste is a violation of Missouri State Air Regulation 10 CSR 10-3.030, "Open Burning Restrictions." On March 22, 2005, the SERO issued Cease and Desist Order #CDO-04-05-001 to Mr. Jimmy and Ms. Daisy Brown for the illegal dumping and open burning. The Cease and Desist Order required them to discontinue the dumping and open burning, remove and properly dispose of the waste within 30 days, and submit disposal receipts within 45 days.

On July 5, 2005, the SERO issued Notice of Violation #18165SE for continued solid waste violations. Mr. Brown failed to properly dispose of the waste within the 30-day deadline imposed in the Cease and Desist Order.

On August 25, 2005, the SERO issued Notice of Violation #18328SE to Mr. Brown for continued solid waste violations, and for the original open burning violation. The SERO referred the case to the department's Air Pollution Control Program (APCP), and the department's Solid Waste Management Program (SWMP).

On October 18, 2005, the SWMP sent a settlement offer to Mr. Brown. The SWMP offered to settle the case for a penalty of \$6,696. In addition to the monetary settlement, Mr. Brown would have to come into compliance with the Missouri Solid Waste Management Law and Regulations.

The settlement offer was intended to settle both the solid waste and open burning violations, with \$4,000 of the penalty being for the open burning violation.

Subsequent to the settlement offer from the SWMP, Mr. Brown and the SWMP settled the solid waste violations. Mr. Brown cleaned up the site as directed by the SWMP, therefore, the SWMP decided not to pursue a settlement agreement with Mr. Brown.

On November 21, 2005, the APCP sent a separate settlement offer to Mr. Brown. The APCP offered to settle the case for \$4,000. Mr. Brown did not respond to our November 21, 2005, settlement offer, therefore the APCP sent a second letter on January 3, 2006, offering to settle the case. This letter was returned as unclaimed to the APCP, who sent this same letter again non-certified and dated February 1, 2006.

On February 10, 2006, Mr. Brown contacted the APCP in response to the settlement offer. He indicated he has no ability to pay a penalty. The department's staff took this into consideration and on February 14, 2006, tried to contact Mr. Brown. The department's staff left him a message indicating we would be willing to settle the case with a \$2,000 penalty suspended for a two year period. The department's staff left another message with Mr. Brown on March 13, 2006, asking him to contact the APCP.

Since the APCP received no response from Mr. Brown, on March 20, 2006, the APCP requested the Attorney General's Office (AGO) send a settlement agreement to Mr. Brown, which would settle the case with the \$2,000 suspended penalty. On March 28, 2006, the AGO sent the settlement agreement to Mr. Brown. The AGO sent the settlement agreement to Mr. Brown a second time on May 24, 2006.

As of the date of this memorandum Mr. Brown has not responded to the offers of settlement.

It should also be noted that in 2003 the SERO received a complaint that Mr. Brown was illegally dumping trash and open burning on his property. Mr. Brown was warned at that time and made aware of the open burning rules.

In light of the failure to resolve the violation with conference, conciliation and persuasion, the APCP is requesting authority to refer the case to the AGO for appropriate legal action. I recommend approval of this action.

JLK:rst

c: Ms. Amy Baker, Southeast Regional Office
Mr. Chris Nagel, Solid Waste Management Program

MEMORANDUM

DATE:

TO: Missouri Air Conservation Commission

THROUGH: Daniel R. Schuette, Director
Division of Environmental Quality

FROM: James L. Kavanaugh, Director
Air Pollution Control Program

SUBJECT: Attorney General's Office Referral Request – Liberty Sandblasting, Inc.

On January 5, 2006, staff from the Missouri Department of Natural Resources' St. Louis Regional Office (SLRO) conducted an air pollution control compliance inspection of the Liberty Sandblasting, Inc. facility located at 209 Seebold Spur, Fenton, Jefferson County, Missouri. During the inspection, the following violations were noted:

- Liberty Sandblasting, Inc. was unable to demonstrate compliance with the volatile organic compounds-per-gallon emission limit for metal furniture surface coating operations in violation of 10 CSR 10-5.330, "*Control of Emissions From Industrial Surface Coating Operations.*"
- Liberty Sandblasting, Inc. failed to use a capture device for solvent atomizing cleaning of spray guns in violation of 10 CSR 10-5.300, "*Control of Emissions From Solvent Metal Cleaning.*"
- Liberty Sandblasting, Inc. failed to operate emission control equipment in compliance with their construction permit – pressure gauges were not provided for the media blast booth cyclone/cartridge filter – in violation of 10 CSR 10-6.060, "*Construction Permits Required.*"
- Liberty Sandblasting, Inc. failed to submit their 2004 Emissions Inventory Questionnaire by the April 1, 2005, regulatory deadline in violation of 10 CSR 10-6.110, "*Submission of Emission Data, Emission Fees, and Process Information.*"

On January 25, 2006, SLRO staff met with Mr. Frank Waters, the President of Liberty Sandblasting, Inc. During that meeting Mr. Waters supplied material safety data sheets (MSDS)

to demonstrate compliance with 10 CSR 10-5.330. The MSDS, however, did not demonstrate compliance with the regulation.

On February 10, 2006, the SLRO issued Notice of Violation (NOV) #2387SL to Liberty Sandblasting, Inc. for the previously noted violations. In the cover letter with the NOV, the SLRO required Liberty Sandblasting, Inc. to return to compliance, and to respond to the NOV within 15 days and address all items listed in the "Compliance" section of the inspection report. Liberty Sandblasting, Inc. did not submit the required response.

On March 10, 2006, the department's Air Pollution Control Program (APCP) sent a settlement offer to Mr. Waters of Liberty Sandblasting, Inc. The APCP offered to settle the violations for a penalty of \$8,000. In addition, the APCP required a compliance plan from Liberty Sandblasting, Inc.

Due to the fact Liberty Sandblasting, Inc. failed to respond to the March 10, 2006, settlement offer, the APCP sent a second settlement offer dated April 19, 2006.

On May 5, 2006, APCP staff attempted to contact Liberty Sandblasting, Inc. by telephone. Staff left a telephone message on the Liberty Sandblasting, Inc. answering machine indicating the NOV number and requesting a call back. By this time Liberty Sandblasting, Inc. had still not responded to any offers of settlement.

On May 30, 2006, APCP staff spoke with Mr. Water by telephone. Mr. Waters disputed the allegations. He also indicated he still did not have pressure gauges installed for the media blast booth cyclone/cartridge filter. Mr. Waters indicated he wanted to review the information he has and he would then contact APCP staff at a later date. Mr. Waters did not contact the APCP at a later date as he said he would.

On June 27, 2006, APCP staff sent a letter to Mr. Waters indicating he needed to contact the APCP and set up a meeting to discuss resolution of the violations. APCP staff gave Liberty Sandblasting, Inc. a deadline of two weeks to contact the APCP. Mr. Waters did not contact the APCP within the two-week timeframe.

In light of the failure to resolve the violations with conference, conciliation and persuasion, the APCP is requesting authority to refer the case to the Attorney General's Office for legal action. I recommend approval of this action.

JLK:rsn

c: Mr. Tom Sims, St. Louis Regional Office
Source File #099 0120

MEMORANDUM

DATE:

TO: Missouri Air Conservation Commission

THROUGH: Daniel R. Schuette, Director
Division of Environmental Quality

FROM: James L. Kavanaugh, Director
Air Pollution Control Program

SUBJECT: Attorney General's Office Referral Request – James D. Sands, Cass County

The Missouri Department of Natural Resources' Kansas City Regional Office reviewed a report of illegal open burning conducted by Mr. Sands. The Central Cass County Fire Protection District submitted the report to the regional office. The Kansas City Regional Office determined that open burning of approximately 200-300 waste tires had occurred at Mr. James D. Sand's property located at 34412 South West Outer Road in Archie, Cass County, Missouri. Open burning of tires is prohibited by Missouri State Regulation 10 CSR 10-2.100, "Open Burning Restrictions." The Kansas City Regional Office issued Notice of Violation #A2461KC to Mr. Sands on November 1, 2005.

The department's Air Pollution Control Program (APCP) sent a certified letter to Mr. Sands on December 20, 2005, explaining his situation and offering to resolve the issue with an out-of-court settlement. Mr. Sands signed for and received the letter on December 23, 2005, but did not contact the APCP to discuss a resolution.

On January 27, 2006, the APCP sent a second letter to Mr. Sands to resolve the situation. The APCP sent the letter via both certified and regular mail. The letter was received and signed for on February 1, 2006. Mr. Sands did not respond.

On February 28, 2006, the APCP sent a third letter to Mr. Sands to resolve the situation. The APCP sent the letter via both certified and regular mail. Mr. Sands contacted the APCP on March 2, 2005, and said the tires were on the property when he moved in. Mr. Sands stated he did not burn them. This contradicted the Central Cass County Fire District Report.. Mr. Sands said he would send a letter by March 9, 2006, with his explanation of the incident. Mr. Sands did not send a letter and failed to respond to a fourth letter sent by the APCP on April 21, 2006. Mr. Sands signed for the letter on May 5, 2006. Mr. Sands did not return a message left on his telephone answering machine.

The APCP requests authorization to refer this matter to the Attorney General's Office for the purpose of instituting a civil action in a court of competent jurisdiction on behalf of the Missouri Air Conservation Commission and the Missouri Department of Natural Resources.

JLK:bnl

c: Mr. M. A. Cunningham, Kansas City Regional Office
Source file Cass County Open Burning file

Reference Links

Department and Program Information

[Air Pollution Control Program](#)

[Ombudsman Program](#)

[Department of Natural Resources](#)

[State of Missouri](#)

[Air Issues](#)

[Asbestos](#)

[DNR Calendar of Events](#)

[News Releases](#)

Rules

[Rules in Development](#)

[Code of State Regulations](#)

[Missouri Register](#)

[Missouri State Implementation Plan \(SIP\) Summaries and Federally Approved Regulations](#)

Commissions & Workgroups

[Air Program Advisory Forum](#)

[Missouri Air Conservation Commission \(MACC\)](#)

[Missouri Air Conservation Commission \(MACC\) Agenda](#)

[Clean Air Interstate Rule \(CAIR\) and Clean Air Mercury Rule \(CAMR\) Workgroup](#)

[Open Burning Workgroup](#)

[St. Louis 8-Hour Ozone and PM2.5 State Implementation Plan \(including Workgroup links\)](#)

Data Systems

[Missouri's Air Quality Data](#)

[Missouri Emissions Inventory System \(MoEIS\) Online](#)

[Missouri Emissions Inventory System \(MoEIS\) Updates](#)

Permits

[Draft Permits on Public Notice, Response to Comments and Final Permits](#)

[Issued Permits \(beginning January 2006\)](#)



MISSOURI DEPARTMENT OF NATURAL RESOURCES

DEPARTMENTAL OFFICES

Kansas City Area

- Kansas City Regional Office**
500 NE Colbern Rd
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(816) 622-7000
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- Department of Energy
Kansas City Plant / DNR - AIP**
2000 E. Bannister Rd.
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Kansas City, MO 64141-0202
(816) 997-5790
FAX: (816) 997-3261
- Discovery Center Satellite Office**
4750 Troost Avenue
Kansas City, MO 64110
(816) 759-7313
FAX: (816) 759-7333
- Northwest Missouri Satellite Office**
Northwest Missouri State University
Environmental Services, 800 University Drive
Maryville, MO 64468-6015
(660) 582-5210 or (660) 582-5290
FAX: (660) 582-5217
- Truman Lake Satellite Office**
Harry S Truman State Park
28761 State Park Road
Warsaw, MO 65355
(660) 438-3039
FAX: (660) 438-5271

Northeast Area

- Northeast Regional Office**
1709 Prospect Dr.
Macon, MO 63552-2602
(660) 385-8000
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Northeast Area (continued)

- Mississippi River Project Office**
Wakonda State Park
Rt 1 Box 242
LaGrange, MO 63448
(573) 655-4178
FAX: (573) 655-8852

St. Louis Area

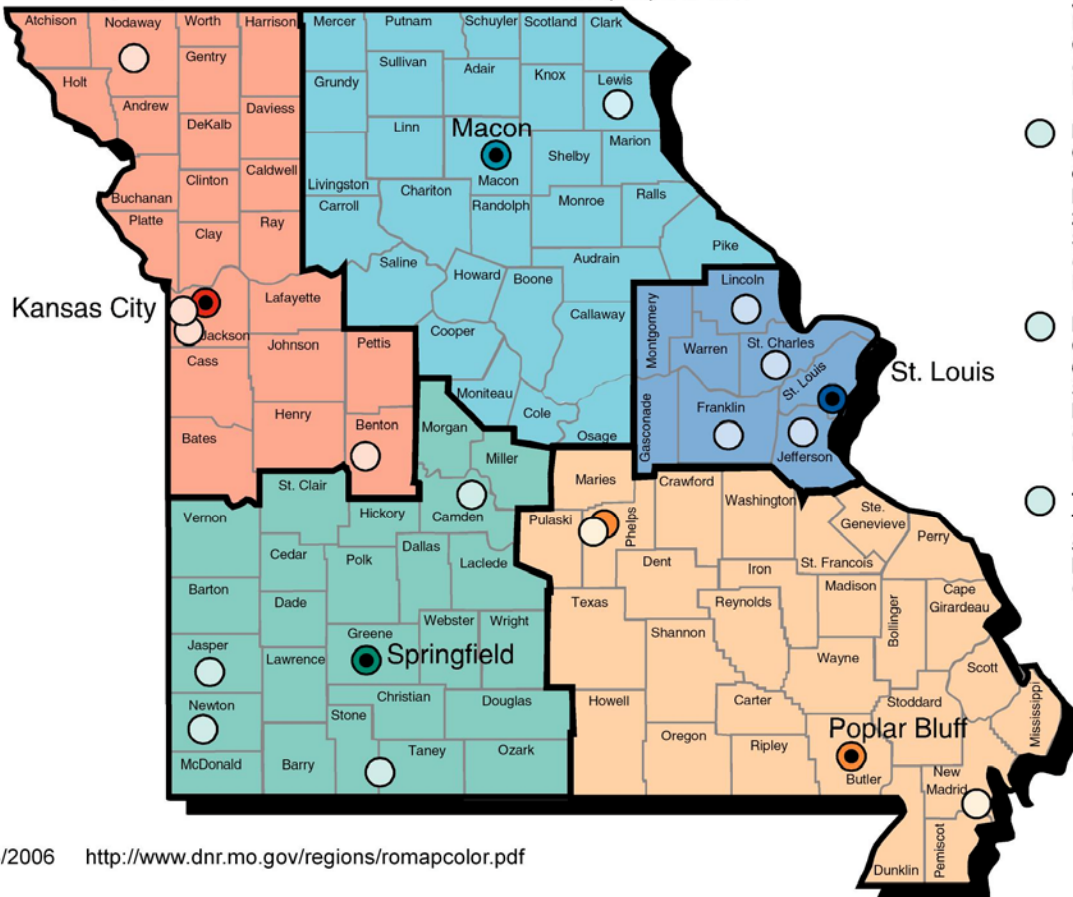
- St. Louis Regional Office**
7545 S. Lindbergh, Ste 210
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(314) 416-2960
FAX: (314) 416-2970
- Franklin County Satellite Office**
Meramec State Park
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Sullivan, MO 63080
(573) 860-4308
FAX: (573) 468-5051
- Hazardous Waste Field Office**
917 N. Hwy 67, Ste. 104
Florissant, MO 63031
(314) 877-3250 or 3251
FAX: (314) 877-3254
- Jefferson County Satellite Office**
Eastern District Parks Office
Hwy 61
Festus, MO 63028
(636) 931-5200
FAX (636) 931-5204
- Lincoln County Satellite Office**
Cuivre River State Park
678 State Rt. 147
Troy, MO 63379
(636) 528-4779
FAX: (636) 528-5817

Southeast Area

- Southeast Regional Office**
2155 North Westwood Boulevard
Poplar Bluff, MO 63901
(573) 840-9750
FAX: (573) 840-9754
- Division of Geology and Land Survey**
111 Fairgrounds Rd.
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Rolla, MO 65402
(573) 368-2100
FAX: (573) 368-2111
- Delta Center Satellite Office**
P. O. Box 160
Portageville, MO 63873
(573) 379-5431
FAX: (573) 379-5875
- Rolla Satellite Office**
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(573) 368-3185
FAX: (573) 368-3912

Southwest Area

- Southwest Regional Office**
2040 W. Woodland
Springfield, MO 65807-5912
(417) 891-4300
FAX: (417) 891-4399
- Jasper County Satellite Office**
Jasper County Courthouse
302 S. Main Street
Room 204
Carthage, MO 64836
(417) 359-1524 or (417) 359-1525
FAX: (417) 359-1519
- Lake of the Ozarks Satellite Office**
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Osage Beach, MO 65065
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- Newton County Satellite Office**
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601 Laclede
Smith Hall, Room 201
Neosho, MO 64850
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- Taney / Stone County Satellite Office**
Table Rock State Park
5272 State Hwy 165
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MISSOURI DEPARTMENT OF NATURAL RESOURCES

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